

# Commissioner Of Income Tax vs Acc Rio Tinto Exploration Ltd. Through ... on 21 January, 2020

**Bench: A.M. Khanwilkar, Hemant Gupta, Dinesh Maheshwari**

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IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S).895 OF 2012

COMMISSIONER OF INCOME TAX

APPELLANT

VERSUS

ACC RIO TINTO EXPLORATION LTD.

RESPONDENT

O R D E R

1. Learned counsel for the appellant, on instructions issued by the Department of Revenue, Ministry of Finance vide F.No.390/Misc./116/2017-JC dated 22.08.2019, seeks permission to withdraw this appeal along with pending applications therein due to low tax effect.

2. Permission granted, subject to just exceptions.

3. The appeal and pending application(s) are dismissed as withdrawn, leaving question(s) of law open.

.....,J.

(A.M. KHANWILKAR) .....J.

(HEMANT GUPTA) .....J.

(DINESH MAHESHWARI)

NEW DELHI  
JANUARY 21, 2020

ITEM NO.17

COURT NO.7

SECTION XIV-A

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

COMMISSIONER OF INCOME TAX

Appellant(s)

VERSUS

ACC RIO TINTO EXPLORATION LTD.

Respondent(s)

Date : 21-01-2020 This appeal was called on for hearing today. CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR HON'BLE MR. JUSTICE HEMANT GUPTA HON'BLE MR. JUSTICE DINESH MAHESHWARI For Appellant(s) Mr. Arijit Prasad, Sr. Adv.

Mr. Syed Abdul Haseeb, Adv Mrs. Anil Katiyar, AOR For Respondent(s) Mr. Salil Kapoor, Adv.

Mr. Ananya Kapoor, Adv.

Mr. Praveen Swarup, AOR Mr. Kamal Mohan Gupta, AOR UPON hearing the counsel the Court made the following O R D E R The appeal and pending application(s) are dismissed as withdrawn in terms of the signed order.

(NEETU KHAJURIA) (VIDYA NEGI) COURT MASTER COURT MASTER (Signed order is placed on the file.)