

IN THE INCOME TAX APPELLATE TRIBUNAL  
DELHI BENCH "F", NEW DELHI  
BEFORE SHRI H.S. SIDHU, JUDICIAL MEMBER  
AND  
SHRI PRASHANT MAHARISHI, ACCOUNTANT MEMBER

|  |    |                                  |
|--|----|----------------------------------|
| I.T.A. No. 1251/DEL/2014   |    |                                  |
| A.Y. : 2009-10   |    |                                  |
| RISHI ANAND<br>C/O M/S P.K. SINGHAL & CO.,<br>CHARTERED ACCOUNTANTS, E-<br>24A, 2 <sup>ND</sup> FLOOR, JAWAHAR PARK,<br>LAXMI NAGAR,<br>DELHI - 110 092<br>(PAN: AASPA4707E) | VS | ACIT, CIRCLE-47(1),<br>NEW DELHI |
| <b>(APPELLANT)</b>   |    | <b>(RESPONDENT)</b>              |

Assessee by : None  
Department by : Sh. Shravan Gotru, Sr. DR

Date of Hearing: 05.04.2016

Date of Order : 05-04-2016

**ORDER**

**PER H.S. SIDHU : JM**

This appeal is filed by the Assessee is directed against the Order dated 24.12.2013 of the Ld. CIT(A)-XI, New Delhi relevant to assessment year 2009-10.

2. In this case the Notice was sent to the Assessee for hearing by Regd. AD Post for today i.e. 05.04.2016 at the address mentioned in Form No. 36 vide Column No. 10.

3. On 05.04.2016, neither the assessee nor his authorised representative attended the hearing and also not filed any application for adjournment. It is thus inferred that the assessee is not interested in prosecution of his appeal.

4. Having regard to Rule 19(2) of ITAT Rules and following various decisions of Delhi Bench of the Tribunal including that of Multiplan India Ltd. : 38 ITD 320 (Delhi) and Hon'ble Madhya

Pradesh High Court's decision in Estate of Late Tukojirao Holkar vs. CWT; 223 ITR 480 (MP), we treat this appeal as unadmitted and dismiss the same. We may like to clarify that subsequently if the assessee explains the reasons for non appearance and if the Bench is so satisfied, the matter may be recalled for the purpose of adjudication of the appeal.

5. In the result, the Appeal of the assessee is dismissed in limine.
6. Order pronounced in the Open Court on 05-04-2016.

**Sd/-**  
**[PRASHANT MAHARISHI]**  
**ACCOUNTANT MEMBER**

**Sd/-**  
**[H.S. SIDHU]**  
**JUDICIAL MEMBER**

**"SRBHATNAGAR"**

Date: 05-04-2016

**Copy forwarded to: -**

1. Appellant -
2. Respondent -
3. CIT
4. CIT (A)
5. DR, ITAT

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By Order,

Assistant Registrar,  
ITAT, Delhi Benches