

**IN THE INCOME TAX APPELLATE TRIBUNAL,
DELHI BENCH: 'C', NEW DELHI**

**BEFORE SHRI AMIT SHUKLA, JUDICIAL MEMBER
AND
BEFORE SHRI O.P. KANT, ACCOUNTANT MEMBER**

ITA No.3255/Del./2015
Assessment Year: 2010-11

M/s. Oscar Investment Ltd., 54, Janpath, Connaught Place, New Delhi	Vs.	Pr. CIT-VII, New Delhi
PAN :AAACO1722C		
(Appellant)		(Respondent)

Appellant by	Shri Tarandeep Singh, Adv.
Respondent by	Shri F.R. Meena, Sr.DR

Date of hearing	16.12.2020
Date of pronouncement	16.12.2020

ORDER

PER O.P. KANT, AM:

This appeal by the assessee is directed against order dated 25/03/2015 passed by the learned Principal Commissioner of Income-tax, Delhi-VII, New Delhi [in short 'the Ld. PCIT'] for assessment year 2010-11 in terms of section 263 of Income-tax Act, 1961 (in short 'the Act').

2. At the outset, before us the learned counsel of the assessee submitted that additions made in the assessment order passed in consequence to 263 order, have been deleted by the learned

Commissioner of Income-tax (Appeals) and therefore, the assessee is no longer aggrieved with the impugned order and thus appeal may be dismissed as infructuous. The learned counsel of the assessee filed a copy of the relevant consequential assessment order and the order of the Ld. CIT(A).

3. On the contrary, the learned DR did not object to not pressing of appeal by the assessee.

4. We have heard rival submission of the parties through Video Conferencing and perused the relevant material on record. As the assessee is not interested in pursuing the appeal in view of the alternative relief in consequential assessment and appellate proceeding, accordingly we dismiss the present appeal as infructuous.

5. In the result, the appeal of the assessee is dismissed.

Order pronounced in the open court on 16th December, 2020.

**Sd/-
(AMIT SHUKLA)
JUDICIAL MEMBER**

**Sd/-
(O.P. KANT)
ACCOUNTANT MEMBER**

Dated: 16th December, 2020.

RK/-(D.T.D.S.)

Copy forwarded to:

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

Asst. Registrar, ITAT, New Delhi