

**IN THE INCOME TAX APPELLATE TRIBUNAL
Hyderabad 'B' Bench, Hyderabad**

(Through Video Conferencing)

**Before Smt. P. Madhavi Devi, Judicial Member
AND
Shri A. Mohan Alankamony, Accountant Member**

ITA No.520/Hyd/2017		
Assessment Year: 2009-10		
Sri Vallabhaneni Balashowry Hyderabad [PAN: ABWPV2489H]	Vs.	Dy.CIT, Circle 2(1) Hyderabad
(Appellant)		(Respondent)
Assessee by:	Sri Phanindra Kumar Adv.	
Revenue by:	Sri Rohit Mujumdar, DR	
Date of hearing:	21/01/2021	
Date of pronouncement:	01/02/2021	

ORDER

Per Smt. P. Madhavi Devi, J.M

This is assessee's appeal for the A.Y 2009-10 against the order of the CIT (A)-2, Hyderabad, dated 30.01.2017 .

2. At the outset, the Ld. AR submitted before us that the assessee does not want to pursue the appeal as it has already filed forms I & II under the "Direct Tax Vivad Se Vishwas Act, 2020" scheme and assessee has also been issued Form 3 from the Pr.CIT, Hyderabad. Therefore, consequent to the same, the assessee desires to withdraw the appeal before the Tribunal. Hence it was

pleaded, that the appeal of the assessee may be treated as withdrawn.

3. The Ld. DR conceded to the request of the Ld. AR.

4. After hearing both the parties, according to the request of the assessee and its Ld. AR, we hereby allow the appeal of the assessee to be withdrawn. We also make it clear that the assessee shall be at liberty to approach the Tribunal within the stipulated time as provided under the Act, in order to reinstate the appeal, if the application with respect to Vivad se Vishwas scheme is rejected.

5. In the result, appeal of assessee is dismissed as withdrawn.
Order pronounced in the Open Court on 01st February, 2021.

Sd/- (A. MOHAN ALANKAMONY) ACCOUNTANT MEMBER	Sd/- (P. MADHAVI DEVI) JUDICIAL MEMBER
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Hyderabad, dated 01st February, 2021.

***Gmv**

Copy to:

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- 2 Dy.CIT, Circle 2(1) Hyderabad /ACIT, Range 2, Hyderabad
- 3 CIT (A)-2 , Hyderabad
- 4 Pr. CIT-2 , Hyderabad
- 5 The DR, ITAT Hyderabad
- 6 Guard File