

**IN THE INCOME TAX APPELLATE TRIBUNAL KOLKATA BENCH '(SMC)', KOLKATA  
[BEFORE SHRI P.M. JAGTAP, HON'BLE VICE PRESIDENT (KZ)]  
[THROUGH VIRTUAL COURT]**

**I.T.A. No. 91/Kol/2020**  
Assessment Year: 2010-11

***Pawan Agarwal.....Appellant***  
***12, Abhoy Guha Road, 4<sup>th</sup> Floor,***  
***Liluah, Howrah - 711 204.***  
***[PAN: AFRPA 4921 N]***

***Vs***

***ITO, Ward - 46(1), Kolkata.....Respondent***

**Appearances by:**

*None appearing on behalf of the Assessee.*

*Smt. Ranu Biswas, ACIT, Sr. DR appearing on behalf of the Revenue.*

Date of concluding the hearing : February 25, 2021

Date of pronouncing the order : February 25, 2021

**ORDER**

This appeal filed by the assessee is directed against the order of Id. Commissioner of Income Tax (Appeals)-14, Kolkata dated 27.11.2019.

2. In this case, the Id. counsel for the assessee has moved an application dated 11.02.2021 seeking withdrawal of this appeal on the ground that he has decided to settle the dispute involved in the said appeal under the Direct Tax Vivad Se Vishwas Act, 2020. The assessee has duly filed the declarations in Form No. 1 and Form No. 2 and the Designated Authority has issued the certificate in Form No. 3 as per Section 5(1) of the Scheme accepting the assessee's declaration under the same Scheme.

3. Keeping in view these facts and circumstances of the case including especially the fact that the assessee has duly complied with the necessary requirements under Vivad Se Vishwas Scheme, 2020, the permission as sought by the assessee is granted and this appeal of the assessee is dismissed as withdrawn.

**4. In the result, the appeal of the assessee is dismissed as withdrawn.**

Order Pronounced in the Open Court on 25<sup>th</sup> February, 2021.

Sd/-  
(P.M. JAGTAP)  
VICE PRESIDENT

**Dated: 25/02/2021**  
Biswajit, Sr. PS

Copy of order forwarded to:

1. Pawan Agarwal, 12, Abhoy Guha Road, 4<sup>th</sup> Floor, Liluah, Howrah – 711 204.
2. ITO, Ward – 46(1), Kolkata.
3. The CIT(A)
4. The CIT
5. DR

True Copy,

By order,

Assistant Registrar  
ITAT, Kolkata