

**IN THE INCOME TAX APPELLATE TRIBUNAL,
'C(SMC)' BENCH, KOLKATA
[Virtual Court Hearing]**

Before Shri P.M. Jagtap, Vice-President

**I.T.A. No. 1429/KOL/2019
Assessment Year: 2015-2016**

Mr. Rajesh Kumar Garg,..... Appellant
Flat C-4, Metro Heights,
Opp. Club Town,
Sevoke Road, Siliguri-734001
[PAN:ADNPG2707J]

-Vs.-

Income Tax Officer,..... Respondent
Ward-1(3), Jalpaiguri,
Central Revenue Building,
Race Course Road, Nayabasti,
Jalpaiguri-735101

Appearances by:

N o n e, appeared on behalf of the assessee

Shri Dhrubajyoti Roy, JCIT, Sr. D.R., appeared on behalf of the Revenue

Date of concluding the hearing : March 12, 2021

Date of pronouncing the order : March 12, 2021

O R D E R

This appeal filed by the assessee is directed against the order of Id. Commissioner of Income Tax (Appeals), Jalpaiguri dated 12.03.2019.

2. In this case, the assessee has moved an application dated 08.03.2021 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Scheme, 2020, the permission as sought by the assessee is granted and this appeal of the assessee is dismissed as withdrawn.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 In the result, the appeal filed by the assessee is dismissed as withdrawn.

Order pronounced in the open Court on March 12, 2021.

**Sd/-
(P.M. Jagtap)
Vice-President**

Kolkata, the 12th day of March, 2021

- Copies to :*
- (1) ***Mr. Rajesh Kumar Garg,
Flat C-4, Metro Heights,
Opp. Club Town, Sevoke Road, Siliguri-734001***
 - (2) ***Income Tax Officer,
Ward-1(3), Jalpaiguri,
Central Revenue Building,
Race Course Road, Nayabasti, Jalpaiguri-735101***
 - (3) *Commissioner of Income Tax (Appeals), Jalpaiguri;*
 - (4) *Commissioner of Income Tax- ,*
 - (5) *The Departmental Representative*
 - (6) *Guard File*

By order

*Assistant Registrar,
Income Tax Appellate Tribunal,
Kolkata Benches, Kolkata*

Laha/Sr. P.S.