

IN THE INCOME TAX APPELLATE TRIBUNAL  
DELHI BENCH 'A' : NEW DELHI  
(Through Video Conferencing)

BEFORE SHRI G.S. PANNU, VICE PRESIDENT AND  
SHRI KUL BHARAT, JUDICIAL MEMBER

ITA No.8098/Del/2019  
Assessment Year : 2009-10

M/s Business Park  
Developers Pvt.Ltd.,  
M-11, Middle Circle,  
Connaught Circus,  
New Delhi – 110 001.  
PAN : AAACB5013H.

Vs. Assistant Commissioner of  
Income Tax (OSD),  
Ward-5(2),  
New Delhi.

(Appellant)

(Respondent)

Appellant by : None.  
Respondent by : Shri M. Baranwal, Senior DR.

Date of hearing : 30.03.2021  
Date of pronouncement : 30.03.2021

**ORDER**

**PER G.S. PANNU, VP :**

This appeal by the assessee for the assessment year 2009-10 is directed against the order of learned CIT(A)-2, New Delhi dated 23<sup>rd</sup> August, 2019.

2. Nobody appeared on behalf of the assessee at the time of Virtual Hearing before us. The learned counsel for the assessee, vide email dated 22<sup>nd</sup> March, 2021 has requested for withdrawal of the appeal filed by the assessee and stated that the assessee has opted to settle the dispute relating to the tax arrears for the assessment year under consideration under the Vivad Se Vishwas Scheme, 2020. A certificate

to this effect under Section 5(1) of The Direct Tax Vivad Se Vishwas Act, 2020 has also been filed.

3. Learned Senior DR has no objection.
4. In view of the above, we accept the request of the assessee for withdrawal of the appeal.
5. In the result, the appeal of the assessee is dismissed as withdrawn.

Above decision was announced on conclusion of Virtual Hearing on 30<sup>th</sup> March, 2021.

Sd/-  
**(KUL BHARAT)**  
**JUDICIAL MEMBER**

Sd/-  
**(G.S. PANNU)**  
**VICE PRESIDENT**

VK.

Copy forwarded to: -

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

Assistant Registrar