

**IN THE INCOME TAX APPELLATE TRIBUNAL  
HYDERABAD BENCHES "A": HYDERABAD  
(THROUGH VIRTUAL CONFERENCE)**

**BEFORE SHRI SATBEER SINGH GODARA, JUDICIAL MEMBER  
and  
LAXMI PRASAD SAHU, ACCOUNTANT MEMBER**

ITA No. 479/H/2020 Assessment Year: 2018-19		
Sprysoft Technologies Pvt. Ltd., Hyderabad.  PAN - AAJCS 9496 G  (Appellant)	Vs.	Dy. Commissioner of Income-tax, Circle - 16, Hyderabad.  (Respondent)
Assessee by: Shri Phanindra Susarla		
Revenue by: Shri Sunil Kumar Pandey		
Date of hearing: 26/03/2021		
Date of pronouncement: 05/04/2021		

**ORDER**

**PER BENCH:**

This appeal filed by the assessee for AY 2014-15 is directed against CIT(A) - 3, Hyderabad's order dated 30/07/2020 involving proceedings u/s 143(1) of the Income Tax Act, 1961 ; in short "the Act".

2. At the outset, the ld. counsel for the assessee submitted that the assessee has opted to avail the benefit under the 'Direct Tax Vivad Se Viswas Scheme-2020' in prescribed Form No.1 & 2 and received Form(s)-3 in tune

thereto, which is placed on record and therefore, requested the Bench to permit to withdraw this appeal of the assessee.

3. Having regard to the facts and circumstances of the case, we are inclined to dismiss the appeal of the assessee as withdrawn since the assessee has preferred to avail the Vivad-se-Vishwas Scheme by filing Form No.1 & 2 and received Form(s)-3 in tune thereto, with a rider that it shall be very much open for the assessee to file for revival of this case, if the settlement benefit under the scheme is denied to it for technical reasons.

4. In the result, assessee's appeal is dismissed in above terms.

Pronounced in the open court on 5<sup>th</sup> April, 2021.

**Sd/-**  
**(S. S. GODARA)**  
**JUDICIAL MEMBER**

**Sd/-**  
**(L.P. SAHU)**  
**ACCOUNTANT MEMBER**

Hyderabad, Dated: 5<sup>th</sup> April, 2021.

*kv*

*copy to :*

<i>1</i>	<i>M/s Sprysoft Technologies Pvt. Ltd., Flat No. 610, 6<sup>th</sup> Floor, Babukhan Estate, Bsheerbagh, Hyderabad- 01.</i>
<i>2</i>	<i>DCIT, Circle - 16, Signature Towers, Opp. Botanical Gardens, Hyderabad.</i>
<i>3</i>	<i>CIT(A) - 3, Hyderabad</i>
<i>4</i>	<i>Pr. CIT - 3, Hyderabad.</i>
<i>5</i>	<i>ITAT, DR, Hyderabad</i>
<i>6</i>	<i>Guard File.</i>