

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

**BEFORE SHRI G.S. PANNU, VICE PRESIDENT AND  
MS. SUCHITRA KAMBLE, JUDICIAL MEMBER**

**ITA No.708/Del/2020  
Assessment Year : 2015-16**

**Nirvan Rustagi  
811-812, Aggarwal  
Aggarwal Cyber Plaza-I  
Netaji Subhash Place,  
Pitampura,  
PAN : AQPPR8735A  
(Appellant)**

**Vs. ITO,  
Ward-42(3),  
New Delhi  
  
(Respondent)**

Appellant by : None  
Respondent by : Sh. M. Baranwal, Sr. DR

Date of hearing : **31.08.2021**  
Date of pronouncement : **31.08.2021**

**ORDER**

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

This appeal by the assessee for the assessment year 2015-16 is directed against the order of learned CIT(A)-43, New Delhi, 26.12.2019.

2. None appeared on behalf of the assessee at the time of virtual hearing. The learned counsel for the assessee, vide its letter dated 05.08.2021, received

by hand', has requested for withdrawal of the appeal filed by him 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 In the result, the appeal of the assessee is dismissed as withdrawn.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 31<sup>st</sup> August, 2021.

Sd/-

**(SUCHITRA KAMBLE)**  
**JUDICIAL MEMBER**

\*BINITA\*

Copy forwarded to: -

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

Sd/-

**(G.S. PANNU)**  
**VICE PRESIDENT**

By Order

Assistant Registrar,  
ITAT, Delhi