

**IN THE INCOME TAX APPELLATE TRIBUNAL DELHI  
BENCH 'SMC', NEW DELHI**

**BEFORE SH. ANIL CHATURVEDI, ACCOUNTANT MEMBER**

(THROUGH VIDEO CONFERENCING)

ITA No.4837/Del/2019  
(Assessment Year : 2015-16)

Gulshan Malik T-236, D.B. Gupta Road, Paharganj, New Delhi-110 055  PAN : AAFPM 8991 D	Vs.	ACIT Circle – 63(1) New Delhi
<b>(APPELLANT)</b>		<b>(RESPONDENT)</b>

Assessee by	Shri Ashish Sachdeva, C.A.
Revenue by	Shri R. K. Gupta, Sr. DR

Date of hearing:	07.10.2021
Date of Pronouncement:	07.10.2021

**ORDER**

**PER ANIL CHATURVEDI, AM:**

This appeal filed by the assessee is directed against the order dated 25.02.2019 of the Commissioner of Income Tax (Appeals)-20, New Delhi relating to Assessment Year 2015-16.

2. Before me, assessee has moved an application dated 29<sup>th</sup> September 2021 wherein the assessee has stated that it has opted for Vivad Se Vishwas (VSV) 2020 and has filed the declaration (Form-1) and undertaking (Form-2) Scheme and

department had issued Form-3. The assessee therefore seeks to withdraw the appeal, to which the Revenue has no objection.

3. After considering the request made by the assessee, I dismiss the appeal of assessee as withdrawn subject to a caveat that in case the dispute relating to tax arrears for the captioned assessment year is not ultimately resolved in terms of the aforesaid Act, the assessee shall be at liberty to approach the Tribunal for reinstatement of the appeal and the Tribunal shall consider such application appropriately as per law. With these directions, **appeal of the assessee is dismissed as withdrawn.**

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

**Order pronounced in the open court on 07.10.2021, immediately after conclusion of the hearing of the matter in virtual mode.**

**Sd/-  
(ANIL CHATURVEDI)  
ACCOUNTANT MEMBER**

*Date:- 07.10.2021*

*PY\**

Copy forwarded to:

1. Appellant
2. Respondent
3. CIT
4. CIT(Appeals)
5. DR: ITAT

ASSISTANT REGISTRAR  
ITAT NEW DELHI