

IN THE INCOME TAX APPELLATE TRIBUNAL, SURAT BENCH, SURAT  
BEFORE SHRI PAWAN SINGH, JUDICIAL MEMBER AND  
DR. ARJUN LAL SAINI, ACCOUNTANT MEMBER  
**ITA No. 122/AHD/2017 (AY: 2013-14)**  
(Virtual Court Hearing)

Shri Vallabhbhai L. Kheni, 20B, Amrankunk Society, Opp. Picnic Mall, God Dod Road, Surat-395007.  <b>PAN : AEBPK0794A</b>	Vs.	The ITO, Ward-1(1)(4), Surat.
<b>APPELLANT</b>		<b>RESPONDEDNT</b>

Appellant by	Shri Rakesh Shah, CA
Respondent by	Ms Usha Shrote, Sr. DR
Date of hearing	22/03/2021
Date of pronouncement	22/03/2021

**ORDER**

**PER DR. A. L. SAINI, ACCOUNTANT MEMBER:**

At the outset itself, Shri Rakesh Shah, Learned Counsel for the assessee, submitted before the Bench that assessee has opted the benefit of the “**Direct Tax Vivad Se Vishwas Act, 2020**”. A copy of Form No. 3 under ‘**the Direct Tax Vivad Se Vishwas Act**, filed by the assessee in the Income Tax Department on 27.02.2021 was also placed before the Bench. Shri Rakesh Shah, Learned Counsel, on behalf of the assessee, by way of a letter dated 12.03.2021, submitted that assessee has prayed for withdrawal of the appeal to which, the learned Departmental Representative (in short “the Ld. DR”) did not raise any objection.

2. We have heard both the parties and gone through the Form No.3 along with Acknowledgement No.276049400270221 filed by the assessee to obtain the benefit of ‘**Vivad Se Vishwas Scheme**’ and noted that assessee has prayed for withdrawal of the appeal. The Ld. DR for the Revenue did not have any objection if the said appeal is withdrawn by the assessee. Consequently, we

treat this appeal as withdrawn. The Assessing Officer is directed to pass the consequential order as per CBDT Circular No.03/2021 dated 04.03.2021.

3. In the result, the appeal of the assessee **(in ITA No.122/AHD/2017 for AY.2013-14)** is dismissed as withdrawn.

Order pronounced on 22/03/2021 at the time of Virtual Court Hearing.

**Sd/-**  
**(PAWAN SINGH)**  
**JUDICIAL MEMBER**

**Sd/-**  
**(DR. A. L. SAINI)**  
**ACCOUNTANT MEMBER**

Surat, Dated: 22/03/2021  
SAMANTA

Copy to:

1. Appellant
2. Respondent
3. CIT(A)
4. CIT
5. DR
6. Guard File

**// TRUE COPY //**

By order

Assistant Registrar/Sr. PS/PS  
ITAT, Surat