

आयकर अपीलीय अधिकरण 'बी' न्यायपीठ चेन्नई में।
IN THE INCOME TAX APPELLATE TRIBUNAL
'B' BENCH, CHENNAI

मजनीय श्री मनोज कुमार अग्रवाल, लेखक सदस्य एवं
मजनीय श्री मनु कुमार गिरि, न्यायिक सदस्य के समक्ष।
BEFORE HON'BLE SHRI MANOJ KUMAR AGGARWAL, AM
AND HON'BLE SHRI MANU KUMAR GIRI, JM

आयकर अपील सं ITA No.572/Chny/2024
(निर्धारणवर्ष / Assessment Year: 2021-22)

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| Shri Pallikudathugounder Kalimuthu No.18 (OldNo 6D) Karunchamy Goundempalayam, Palathurai Post, Nachipalayam, Coimbatore-641 105. | बनम/ Vs. | ITO Non-corporate Ward-1(4), Coimbatore. |
| स्थायी लेखासं./जीआइआरसं./PAN/GIR No. CEMPK-3240-Q | | |
| (पीलार्थी/ Appellant) | : | (प्रत्यर्थी / Respondent) |

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| अपीलार्थी की ओरसे/ Appellant by | : | Shri S.Sridhar(Advocate) (Erode)(Virtual) - Ld.AR |
| प्रत्यर्थी की ओरसे/ Respondent by | : | Shri S. Easwar (JCIT)-Ld. DR |

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| सुनवाई की तारीख/ Date of Hearing | : | 20-05-2024 |
| घोषणा की तारीख / Date of Pronouncement | : | 20-05-2024 |

आदेश / ORDER

Manoj Kumar Aggarwal (Accountant Member)

1. Aforesaid appeal by assessee for Assessment Year (AY) 2021-22 arises out of an order of learned Commissioner of Income Tax (Appeals), National Faceless Appeal Centre (NFAC), Delhi [CIT(A)] dated 05-01-2024 in the matter of an assessment framed by Ld. Assessing Officer [AO] u/s. 143(3) r.w.s 144B of the Act on 23-12-2022.

2. In the assessment order, Ld. AO made various additions. The Ld. CIT(A) confirmed the same for want of appearance of assessee. Aggrieved, the assessee is in further appeal before us. The Ld. AR has sought another opportunity of hearing which has been opposed by Ld. Sr. DR.

4. Though the assessee has remained negligent, however, keeping in mind the principle of natural justice, we deem it fit to grant another opportunity to the assessee to substantiate its case. Therefore, we set aside the impugned order and restore the appeal back to the file of Ld. CIT(A) for de novo adjudication after affording reasonable opportunity of hearing to the assessee. The assessee is directed to substantiate its case and supply the requisite information.

5. The appeal stand allowed for statistical purposes.

Order pronounced on 20th May, 2024.

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| Sd/- (MANU KUMAR GIRI) न्यायिक सदस्य / JUDICIAL MEMBER | Sd/- (MANOJ KUMAR AGGARWAL) लेखक सदस्य / ACCOUNTANT MEMBER |
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चेन्नई Chennai; दिनांक Dated : 20-05-2024
DS

आदेशकीप्रतिलिपिअग्रेषित/Copy of the Order forwarded to :

1. अपीलार्थी/Appellant
2. प्रत्यर्थी/Respondent
3. आयकरआयुक्त/CIT
4. विभागीयप्रतिनिधि/DR
5. गार्डफाईल/GF