

**IN THE INCOME TAX APPELLATE TRIBUNAL “PATNA” BENCH: PATNA
HEARING AT KOLKATA**

[Before Shri J. Sudhakar Reddy, AM and Shri A. T. Varkey, JM]

**I.T.A. No. 129/Pat/2019
Assessment Year: 2014-15**

Balaji Hyundai Auto Pvt. Ltd. (PAN: AACCB 9568 K)	Vs.	ACIT, Circle-1, Muzaffarpur
Appellant		Respondent

Date of Hearing (Virtual)	07.05.2021
Date of Pronouncement	07.05.2021
For the Appellant	None
For the Respondent	Shri Inderjeet Singh, CIT

ORDER

Per Shri A. T. Varkey, JM:

This appeal preferred by the assessee is against the order of Ld. CIT(A)-Jamshedpur dated 02.02.2019 for Assessment year 2014-15.

2. It has been intimated to us that the assessee has opted for the scheme under “Vivad Se Vishwas Act, 2020” (hereinafter “the Scheme”) and filed Form No. 1 and 2 before the competent authority and is awaiting/received Form No. 3. In case if the assessee has received Form No. 3, pursuant to the assessee opting for the scheme then the appeal of the assessee to be deemed to have been and the appeal of assessee would stand dismissed as withdrawn.

3. And in case if the competent authority under the scheme has not accepted the proposal moved by the assessee for settlement under the scheme then, it is at liberty to move an application for recalling the order dismissing at as withdrawn.

4. Needless to say, that this action of ours will not preclude the action of the competent authority to accept the proposal of the assessee by issuing Form No. 3 in accordance to law and as per the scheme.

5. In the result, the appeal of the assessee is treated as dismissed in terms as stated supra.

Order is pronounced in the open court on 7th May, 2021.

Sd/-
(J.S. Reddy)
Accountant Member

Dated: 07.05.2021

Sd/-
(A. T. Varkey)
Judicial Member

SB, Sr. PS

Copy of the order forwarded to:

1. Appellant- Balaji Hyundai Auto Pvt. Ltd., CT Marg, Kalambagh Road, Muzaffarpur, Bihar-842002
2. Respondent – ACIT, Circle-1, Muzaffarpur
3. The CIT(A)- Jamshedpur
4. CIT- , Jamshedpur
5. DR, Patna Bench, Patna

True Copy

By Order

Senior Private Secretary
ITAT, Kolkata Benches, Kolkata