

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE S.V.BHATTI

&

THE HONOURABLE MR. JUSTICE BECHU KURIAN THOMAS

FRIDAY, THE 29TH DAY OF JANUARY 2021 / 9TH MAGHA, 1942

ITA.No.253 OF 2019

AGAINST THE ORDER/JUDGMENT IN ITA 483/2018 DATED 17-01-2019 OF  
I.T.A.TRIBUNAL,COCHIN BENCH

APPELLANT/S:

THE PRINCIPAL COMMISSIONER OF INCOME TAX,  
KOZHIKODE

BY ADV. SRI.CHRISTOPHER ABRAHAM

RESPONDENT/S:

BADAGARA CO-OPERATIVE RURAL BANK LTD.  
BADAGARA, KOZHIKODE.

THIS INCOME TAX APPEAL HAVING BEEN FINALLY HEARD ON  
29.01.2021, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**JUDGMENT**

**Dated this the 29th day of January 2021**

**S.V.Bhatti,J.**

Memo dated 14.01.2021 filed by Sri.Christopher Abraham, learned Senior Standing Counsel, Income Tax Department to withdraw the appeal is ordered. The appeal is accordingly dismissed as withdrawn.

Sri.Christopher Abraham draws our attention to the judgment of this Court in I.T.A. No.74 of 2016 dated 11.11.2019 and states that refund of proportionate court fee, taking into consideration the memo filed to withdraw the appeal etc., has been granted.

Refund of proportionate court fee is ordered. Hence the Registry makes refund of court fee to the extent admissible in law.

sd/-

**S.V.BHATTI**

**JUDGE**

sd/-

**BECHU KURIAN THOMAS**

**JUDGE**