

**IN THE INCOME TAX APPELLATE TRIBUNAL
AGRA BENCH: AGRA**

**BEFORE SHRI A. D. JAIN, JUDICIAL MEMBER AND
DR. MITHA LAL MEENA, ACCOUNTANT MEMBER**

**I.T.A No. 141/Agra/2009
Assessment Year: 1997-98**

Farrukhabad Investment (India) Ltd. C/o Hotel Hindustan, Barpur, Farrukhabad. PAN.AACCT0563G (Assessee)	Vs. DCIT, Circle-2(1), Farrukhabad. (Revenue)
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Revenue by	Shri Anurag Sinha, Adv. & Shri M.M. Agrawal, CA.
Assessee by	Shri Wassem Arshad, Sr. DR.

Date of Hearing	04.09.2018
Date of Pronouncement	11.09.2018

ORDER

PER, A. D. JAIN, JUDICIAL MEMBER:

In this case, the Id. Third Member has agreed with the order passed by the Id. Accountant Member, whereby the penalty imposed in respect of disallowance of interest and commission was deleted. In accordance with the said order passed by the Id. Third Member, the penalty order is held to be unsustainable.

2. In the result, the appeal filed by the assessee stands allowed.

Order pronounced in the open court on 11/09/2018.

**Sd/-
(DR. MITHA LAL MEENA)
ACCOUNTANT MEMBER**

**Sd/-
(A.D. JAIN)
JUDICIAL MEMBER**

AKV

Copy forwarded to:

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

ASSISTANT REGISTRAR