

Limitation period for sec. 263 revision would start from date of original order if issue wasn't covered in reassessment

Where Commissioner invoked revisionary proceedings with respect to issue which were not covered in reassessment proceedings, issue before Commissioner while exercising powers under section 263 would relate back to original assessment order and, thus, relevant date for purpose of determination of period of limitation for exercising powers under section 263 would be date of original assessment order.

Section [263](#) of the Income-tax Act, 1961 - Revision - Of orders prejudicial to interests of revenue (Time Limit) - Whether where Commissioner invoked revisionary proceedings with respect to issue which were not covered in reassessment proceedings issue before Commissioner while exercising powers under section 263 would relate back to original assessment order and thus, relevant date for purpose of determination of period of limitation for exercising powers under section 263 would be date of original assessment order and not from reassessment order - Held, yes [Paras 3 and 4] [In favour of assessee]

Click below link for the judgment:

<https://www.taxmann.com/research/direct-tax-laws/top-story/10101000000337484/limitation-period-for-sec-263-revision-would-start-from-date-of-original-order-if-issue-wasnt-covered-in-reassessment-caselaws>