

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.03.2015

CORAM

THE HONOURABLE MR.JUSTICE R.SUDHAKAR
AND
THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.20421 of 2013

M/s Unirols Airtex
rep.by is Propx: Meena Boopalan
No.2/12 AB, Ramaswami Nagar
Chinniyampalayam
Coimbatore 641 018 ... Petitioner

-vs-

1. Union of India
rep.by its Secretary to Government
Ministry of Finance
Department of Revenue
North Block, New Delhi

2. The Commissioner of Central Excise
Race Course Road
Coimbatore ... Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Declaration, to declare Rule 8(3A) of Central Excise Rules, 2002 as ultra vires of the object and scope of Central Excise Act and the CENVAT scheme and ultra vires of Explanation to Rule 8(4) of the said rules and contrary to the instructions of the Central Board of Excise and Customs in their CBEC Manual.

For Petitioner :: Mr.K.Jayachandran
For Respondents :: Mr.Vijay Anand
Central Government
Standing Counsel

ORDER

(Order of the Court was delivered by R.SUDHAKAR, J.)

Learned counsel for the petitioner sought permission to withdraw the writ petition and he has also made an endorsement to that effect. Accordingly, granting such permission, this writ petition is dismissed as withdrawn. Consequently, M.P.No.1 of 2013 is also dismissed. No costs.

Sd/-
Assistant Registrar

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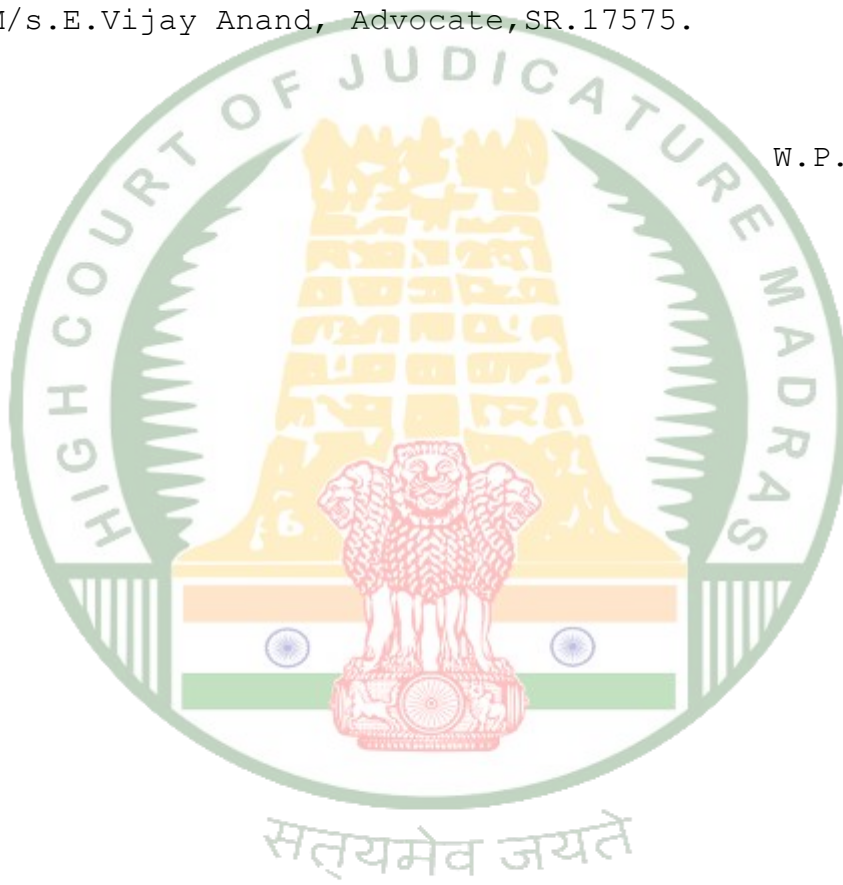
1. The Secretary to Government
Ministry of Finance
Department of Revenue
North Block
New Delhi

2. The Commissioner of Central Excise
Race Course Road
Coimbatore.

+1 cc to M/s.E.Vijay Anand, Advocate, SR.17575.

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