IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 16-02-2016

CORAM

THE HONOURABLE MR.JUSTICE M.JAICHANDREN
AND
THE HONOURABLE MRS.JUSTICE S.VIMALA

Civil Miscellaneous Appeal No.2580 of 2010 and
M.P.No.1 of 2010

The Commissioner of Customs (Imports)
Custom House, No.60, Rajaji Salai,
Chennai-600 001. .. Appellant.

Versus

1. M/s.International Components India Limited,
No.7, Subramaniya Siva Salai,
Industrial Estate, M.M.Nagar-603 209.

2. Customs Excise and Service
Tax Appellate Tribunal,
South Zonal Bench, Shastri Bhawan Annexe,
1st Floor, No.26, Haddows Road,
Chennai-600 006. .. Respondents.

Prayer: Appeal presented to the High Court against the Final Order No.316 of 2010, dated 12.3.2010, on the file of the Customs, Excise and Service Tax Appellate Tribunal, South Zonal Bench, Chennai-600 006.

For Appellant : Mr.T.S.Rajamohan

For Respondents : No Appearance (R1)
Tribunal (R2)

O R D E R

The learned counsel appearing for the Appellant/Department had submitted that he may be permitted by this court to withdraw the present Civil Miscellaneous Appeal, in view of the instructions issued, in F.No.390/Misc./163/2010-JC, issued by the Central Board of Excise & Customs, Department of Revenue, Ministry of Finance, Government of India, dated 17.12.2015, as the monetary limit relating to the matter is less than Rs.15,00,000/-.

2. The learned counsel had further submitted that liberty may be granted to the Appellant/Department to revive the Civil Miscellaneous Appeal, if it is found that it had been withdrawn, inadvertently, even though it falls under the exceptions mentioned in the relevant circular issued by the Central Board of Excise & Customs.

3. In view of the submissions made by the learned counsel appearing for the Appellant/Department, the present Civil Miscellaneous Appeal stands dismissed, as withdrawn. It is made clear that the questions of law, which may arise for the decision of this Court, in the present Civil Miscellaneous Appeal, are left open to be considered and decided in appropriate cases, in accordance with law. It is also made clear that it would be open to the Appellant/Department to revive the Civil Miscellaneous Appeal, if it is found that it had been withdrawn, inadvertently, even though it falls under the exceptions mentioned in the relevant instructions issued by the Central Board of Excise & Customs, within a period of twelve weeks from today. No costs. Consequently, connected Miscellaneous Petition is closed.

csh

s/d-
Assistant Registrar(CS-IV)

True Copy

Sub-Assistant Registrar

To

1. The Commissioner of Customs (Imports)
Custom House, No.60, Rajaji Salai,
Chennai-600 001.

2. The Customs Excise and Service Tax,
Appellate Tribunal, South Zonal Bench,
Chennai 6.

+ 1 cc to Mr.T.S.Rajamohan, Advocate SR 10378

jsv(co)
prk25/2 Civil Miscellaneous Appeal No.2580 of 2010