

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CUSAP No. 5 of 2015 (O&M)
Decided on : 07.01.2016**

M/s Kwaliti Limited

... Appellant

Versus

Commissioner of Customs Central Excise & Service Tax

... Respondent

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS. JUSTICE RAJ RAHUL GARG**

PRESENT: Mr. Pradeep Jain, Advocate for the appellant.

AJAY KUMAR MITTAL, J. (Oral)

The appellant has filed the present appeal against the final order bearing No. 54911-54912, dated 10th December, 2014, passed by the Customs, Excise and Service Tax, Appellate Tribunal, New Delhi, whereby, the appeal filed by the appellant against the order of Commissioner of Customs (Appeal) Faridabad was dismissed by the Tribunal.

2. After arguing for sometime, learned counsel for the appellant states that he may be allowed to withdraw the present appeal with liberty to the appellant to move an application under Section 154 read with Section 129B of the Customs Act, 1962 (in short 'the Act') before the Tribunal to seek clarification as certain points which were urged before the Tribunal have not been discussed in the impugned order.

3. Dismissed a withdrawn. It shall, however, be open to the appellant to take recourse to the remedies as available to it in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(RAJ RAHUL GARG)
JUDGE**

January 07, 2016

J.Ram