

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CENTRAL EXCISE APPEAL NO.50 OF 2009

**THE COMMISSIONER, CENTRAL EXCISE)
AND CUSTOMS, NAGPUR)...APPELLANT**

V/s.

M/S.ASSOCIATED CEMENT COMPANY LTD.)...RESPONDENT

Ms.P.S.Cardozo, Advocate for the Appellant.

**CORAM : S.V.GANGAPURWALA &
 A. M. BADAR, JJ.**

DATE : 28th JUNE 2017

P.C. :

1 In this appeal, it is submitted that the tax effect is less than Rs.20 lakh. It is submitted that department has taken policy decision not to prosecute the appeals where the tax effect is less than Rs.20 lakh. The learned counsel for the appellant seeks leave to withdraw the appeal.

3 The appeal is disposed of as withdrawn. No costs. Court fees as per Rules be refunded.

(A. M. BADAR, J.)

(S.V.GANGAPURWALA), J.)