IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.04.2017

CORAM

THE HONOURABLE MR.JUSTICE RAJIV SHAKDHER
And
THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

C.M.A.No.1531 of 2011

Commissioner of Central Excise
Puducherry Commissionerate
Goubert Avenue, Beach Road,
Puducherry - 605 001.

... Appellant

Vs.

1. Custom, Excise and Service Tax Appellate Tribunal,
   South Zonal Bench, Chennai - 600 006.

2. M/s.Plascare Industries Pvt. Ltd.,
   No.12, Uthiramerur Road,
   Palliagaram Village, Madurantakam Taluk,
   Kanchipuram - 603 107.

.... Respondents

Appeal filed under Section 35G of the Central Excise Act, 1944, against the order dated 07.01.2011 passed in Final Order No.23 of 2011, by the Customs, Excise and Service Tax Appellate Tribunal, South Zonal Bench at Chennai.

RAJIV SHAKDHER,J.
AND
R.SURESH KUMAR,J.

For Appellant : Mr.A.P.Srinivas

<u>C O M M O N J U D G M E N T</u>

(Judgment of the Court was delivered by RAJIV SHAKDHER,J.)

1.Mr.A.P.Srinivas, learned counsel for the appellant says that the tax effect is less than the monetary limit, as fixed by the Central Board of Excise and Customs, vide Circular dated 17.12.2015, and amended by Circular dated 30.12.2016. Learned counsel says he has instructions to withdraw the appeal.

2.The appeal is, accordingly, dismissed as withdrawn. However, there shall be no order as to costs.

[R.S.A.,J.] [R.S.K.,J.]
26.04.2017

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Speaking order / Non Speaking order

To

1.The Customs, Excise and Service Tax Appellate Tribunal,
South Zonal Bench at Chennai.

C.M.A.No.1531 of 2011