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.3648 of 2014
and M.P.No.1 of 2014

Commissioner of Central Excise
26/1, Uthamar Gandhi Salai,
Nungambakkam,Chennai - 600 034.
... Appellant

Vs.

1. M/s.Futura Fibres, Chennai
(a division of Futura Polyesters Ltd)
No.1, Kamarajar Salai, Manali Road,
Chennai - 600 068.

2. Custom, Excise and Service Tax Appellate Tribunal,
South Zonal Bench, Shasthri Bhawan Annexe -1,
Haddows Road, Chennai - 600 006.
.... Respondents

Appeal filed under Section 35G(2) of the Central Excise Act, 1944, against the order dated 10.04.2014 passed in Final Order No.40263 of 2014, by the Customs, Excise and Service Tax Appellate Tribunal, South Zonal Bench at Chennai.

For Appellant : Mr.A.P.Srinivas

C O M M O N J U D G M E N T

(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2.The appeal is, accordingly, dismissed as withdrawn.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. Consequently, the connected miscellaneous petition is closed.

Sd/-
Asst.Registrar (CS VII)

/true copy/

Sub Asst. Registrar

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To

1.The Customs, Excise and Service Tax Appellate Tribunal,
South Zonal Bench at Chennai,
Shasthri Bhawan Annexe -1,
Haddows Road, Chennai - 600 006.

+1cc to Mr.A.P.Srinivas,Advocate sr.25859

C.M.A.No.3648 of 2014
and M.P.No.1 of 2014

vsn(co)
ss(4/5/2017)