IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.04.2017

CORAM

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

C.M.A.No.821 of 2008

Commissioner of Service Tax
Service Tax Commissionerate,
No.692, MHU Complex,
Anna Salai, Nandanam,
Chennai - 600 035. ... Appellant/Respondent

Vs.

1. M/s.Marketforce (Chennai) Pvt. Ltd.,

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

Prayer:
Appeal filed under Section 35 G of the Central Excise Act, 1944 read with Section 83 of Finance Act, 1994, against the order dated 09.07.2007 passed in Final Order No.839/2007, by the Customs, Excise and Service Tax Appellate Tribunal, Chennai Bench, Chennai.

For Appellant : Mr.A.P.Srinivas
For Respondents : Not Ready Notice for R1
R2 - Tribunal

J U D G M E N T

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

1.In terms of the order dated 12.04.2017 passed in C.M.P.No.6587 of 2017, this appeal was restored to file and the order dated 27.02.2015 was set aside.

2.Mr.A.P.Srinivas, learned counsel for the appellant says that he has instructions to withdraw the appeal, in view of the fact that the tax effect is less than the monetary limit fixed, in that behalf, as indicated, in Central Board of Excise and Customs Circular dated 17.12.2015.

3.The appeal is accordingly, dismissed as withdrawn.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

Sd/-
Asst.Registrar

/true copy/

Sub Asst. Registrar

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To

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

+1cc to Mr.A.P. Srinivas, Advocate Sr. 22408

C.M.A.No.821 of 2008

EV(CO)
VR(28/4/2017)