

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO. 389 OF 2018
IN
CENTRAL EXCISE APPEAL (L) NO. 74 OF 2016**

The Commissioner of Central Excise & Service Tax
Large Tax Payer Unit, Mumbai .. Applicant

In the matter between
The Commissioner of Central Excise & Service Tax
Large Tax Payer Unit, Mumbai .. Appellant

v/s.
M/s. Lubrizol India Pvt. Ltd. ..Respondent

Mr. M. Dwivedi for the applicant / orig. appellant
Ms. Lalita S. Phadke for the respondent

**CORAM : M.S. SANKLECHA &
RIYAZ I. CHAGLA, J.J.**

DATED : 21st SEPTEMBER, 2018.

P.C.

1. Mr. Dwivedi, learned Counsel appearing in support of the motion, on instructions, states that this motion has become infructuous as the appeal in which this motion is taken out is already been withdrawn by the Revenue.

2. In the above view, this motion is dismissed as infructuous.

(RIYAZ I. CHAGLA, J.)

(M.S. SANKLECHA, J.)