Sharayu Khot.

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

CENTRAL EXCISE APPEAL NO. 245 OF 2016

Commissioner of Service Tax-II **...Appellant**

Versus

M/s. Bhadresh Trading Corporation Ltd. **...Respondent**

Mr. Sham V. Walve, for the Appellant.

CORAM : M.S. SANKLECHA & RIYAZ I. CHAGLA, JJ.

DATE : 19 September 2018

ORDER :

1. This Appeal under Section 35G of Central Excise Act, 1944 challenges the order dated 22nd July 2017 passed by Customs, Excise and Service Tax Appellate Tribunal.

2. This Appeal was admitted on 29th August 2017.

3. The instructions / circular dated 11th July 2018 issued by the Central Board of Indirect Tax and Customs directs the Revenue not to file fresh Appeals and also withdraw the pending Appeals where the tax effect is less than Rs. 50.00 Lakhs.

4. In the above view, Shri. Walve, learned counsel appearing in support of the Appeal, on instructions of Shri. Shyam Raj Prasad, Commissioner, (CGST & CX), seeks to withdraw the Appeal. In fact, Shyam Raj Prasad, Commissioner, (CGST & CX) has filed a purshis to the above effect. The same is taken on record and marked "***A***" for identification.

5. Accordingly, the Appeal is dismissed as withdrawn.

6. Refund of Court Fees as per Rules.

[RIYAZ I. CHAGLA J.] **[M.S. SANKLECHA, J.]**