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

CENRAL EXCISE APPEAL NO. 104 OF 2017

The Commissioner Central Excise & Service Tax, Pune – I, Commissionerate … Appellant

Versus

M/s. Kalbhor Construction Co. …Respondent

Mr. Swapnil Bangur, with Amol Joshi for the Appellant.
Mr. Arvind Aswanii, I/b Dinesh Gulabani, for the Respondent.

CORAM: M.S.SANKLECHA & RIYAZ I. CHAGLA, JJ.
DATED: 21ST AUGUST, 2018

PC:-

1. This Appeal under Section 83 of the Finance Act, 1944 (Act) read with Section 35G of Central Excise Act, 1944 challenges the order dated 27th September, 2016 passed by Customs, Excise and Service Tax Appellate Tribunal.

2. 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 lakhs.

3. In the above view, Mr. Bangur, learned counsel appearing in support of the Appeal, on instructions of Mr. Milind Gawai, Central Tax Pune-I, Commissionerate seeks to withdraw the Appeal.

4. Accordingly, the appeal is dismissed as withdrawn.

5. Refund of Court Fees as per Rules.

(RIYAZ I. CHAGLA J.) **(M.S.SANKLECHA, J.)**