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

CENTRAL EXCISE APPEAL NO. 94 OF 2017

The Commissioner of Central Excise, Belapur ... Appellant
Commissionerate

Versus

M/s. Anxichem ... Respondent

Mr. Swapnil Bangur, with Nikhil Wadilkar, for the Appellant.
Mr. Prabhakar Shetty, for the Respondent.

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

PC:-

1. This Appeal under Section 35G of Central Excise Act, 1944 challenges the order dated 25th June, 2015 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. Manish Thapliyal, Joint Commissioner (Legal), CGST and CX, Belapur Commissionerate seeks to withdraw the Appeal.

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4. Accordingly, the appeal is dismissed as withdrawn.
5. Refund of Court Fees as per Rules.

(RIYAZ I. CHAGLA J.)

(M.S.SANKLECHA, J.)