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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CENTRAL EXCISE APPEAL NO.216 OF 2013

The Commissioner of Central Excise
and Customs, Nashik ..Appellant
V/s.
M/s. VIP Industries Ltd. ..Respondent.

Ms.Shalaka Gujar for the appellant.

MrJas Sanghavi I/b. PDS Legal. for the respondent.

Srikrishna Ananth Sharma
Digitally signed by Srikrishna Ananth Sharma
Date: 2018.08.31 15:01:30 +0530

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

DATE : AUGUST 29, 2018

P.C.:-

This appeal under Section 35G of Central Excise Act, 1944 challenges the order dated September 8, 2008 passed by Customs, Excise and Service Tax Appellate Tribunal, Mumbai.

2. Ms.Gujar, the learned counsel appearing in support of the appeal on instructions from Mr.Shrikant S.Patil, Commissioner, Central GST and Central Excise, Nashik seeks to withdraw this appeal. This is on account of tax effect in this appeal being less

than Rs.50,00,000/- as provided in CBIC instructions / circular dated July 11, 2018. In support of this she tenders a pursis dated August 17, 2018 filed by the Commissioner seeking to withdraw the appeal in view of the CBIC circular dated July 11, 2018. The pursis is taken on record and marked 'A' for identification.

3. Hence, the Appeal is dismissed as withdrawn. Refund of Court Fees, as per Rules.

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