

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

NOTICE OF MOTION NO. 384 OF 2018
IN
NOTICE OF MOTION NO. 1443 OF 2017
IN
CENTRAL EXCISE APPEAL (L) NO. 378 OF 2014

The Commissioner of CGTST & CE .. Applicant

In the matter between
The Commissioner of CGTST & CE .. Appellant

v/s.
Voltas Ltd. ..Respondent

Mr. Swapnil Bangur a/w Mr. Joel Carlos for the applicant / orig.
appellant
None for the respondent

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

DATED : 4th OCTOBER, 2018.

P.C.

1. Mr. Bangur, learned Counsel appearing in support of the motion on instructions, seeks to withdraw this motion.

2. This motion has been taken out to recall the order dated 18th September, 2017 dismissing the petitioner's appeal for non removal of office objections. However, in view of 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. Mr. Bangur, has been instructed by Mr. S.K. Vimalanathan, Commissioner Thane, CGST & CX Commissionerate to withdraw this motion as the tax effect involved in the present appeal is less than the threshold limits of Rs.50 lakhs as provided in the above circular.

4. In view of the above the motion is dismissed as withdrawn.

(RIYAZ I. CHAGLA, J.)

(M.S. SANKLECHA, J.)