Sharayu Khot.

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

CENTRAL EXCISE APPEAL NO. 305 OF 2014

The Commissioner of Central Excise & Service Tax ...**Appellant**

Versus

M/s. Sampatrao Deshmukh Oos Utpadak Todni & Vahtuk Sahakari Sanstha Maryadit Sampatnagar ...**Respondent**

Mr. Pradeep S. Jetly, a/w Mr. J.B. Mishra, for the Appellant.

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

DATE : 5 September 2018

Sharayu Pandurang Khot

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Date: 2018.09.10 11:28:14 +1200

ORDER :

1. This Appeal under Section 83 of the Finance Act, 1994 ("***the Act***") read with Section 35G of the Central Excise

Act, 1944 challenges the order dated 17th July 2013 passed by Customs, Excise and Service Tax Appellate Tribunal.

2. This Appeal was admitted on 29th February 2016.

3. Our attention is invited to the instructions / circular dated 11th July 2018 issued by the Central Board of Indirect Taxes and Customs directing the Revenue not to file Appeals to the High Court where the tax effect is less than Rs. 50.00 Lakhs. It also directs its Officers to withdraw the pending Appeals where the tax effect is less than Rs. 50.00 Lakhs.

4. Shri. Jetly, on instructions of Shri. Thete, the Commissioner CGST Commissionerate, Kolhapur, seeks to withdraw this Appeal. In fact, Shri. Thete, the Commissioner CGST Commissionerate, Kolhapur has filed a pursis 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 Accordingly, the Appeal is dismissed as withdrawn.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.]**