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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CENTRAL EXCISE APPEAL NO.252 OF 2017

The Commissioner of Central Excise,
Mumbai III ..Appellant
V/s.
M/s. Vidyut Metallics Pvt. Ltd. ..Respondent.

Ms.Shalaka Gujar for the appellant.

Mr.Jas Sanghavi i/b. PDS Legal for the respondent.

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 February 3, 2016 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.S.K.Vimalanathan, Commissioner, Central GST, Commissionerate Thane 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 1, 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 Hence, the Appeal is dismissed as withdrawn.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.)***