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

CENTRAL EXCISE APPEAL NO. 156 OF 2017

The Commissioner Central Excise & Service Tax,
Pune - I Commissionerate … Appellant.

V/s.

Advinus Therapeutics Ltd., … Respondent.

Mr. Swapnil Bangur, Advocate a/w. Mr. Sham Walve, APP for the Appellant.
Mr. Jas Sanghavi, Advocate I/by PDS Legal for the Respondent.

CORAM : M.S. SANKLECHA And
RIYAZ IQBAL CHAGLA, JJ.

DATE : SEPTEMBER 07, 2018

PC :

1 This Appeal under Section 35G of the Central Excise Act, 1944 challenges the order dated 19.05.2016 passed by the Customs, Excise and Service Tax Appellate Tribunal (Tribunal), Mumbai.

2 This appeal was admitted on 20th September, 2017. Our attention is invited to the circular/ instructions dated 11th July, 2018 issued by the Central Board of Indirect Tax and the Custom. It 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. Swapnil Bangur, learned Counsel appearing in support of the appeal, on instructions of Mr. Milind Gawai, Commissioner, CGST & Central Excise, Pune seeks to withdraw the Appeal. In fact, the Commissioner (CGST & CX), Pune has filed a pursis of August, 2018, as tendered by Mr. Bangur, to the above effect. The same is taken on record and marked “A” for identification.

4 Accordingly, the Appeal is dismissed as withdrawn.

5 Refund of Court Fees as per Rules.

(RIYAZ IQBAL CHAGLA,J.) (M.S.SANKLECHA,J.)

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