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

CENRAL EXCISE APPEAL (L) NO. 96 OF 2018

The Commissioner of CGST and CX, Thane ... Appellant
Commissionerate

Versus

M/s. Vidyut Metalics Pvt. Ltd. ...Respondent

Mr. Pradeep Jetly, with J.B. Mishra for the Appellant.
None for the Respondent.

**CORAM: M.S.SANKLECHA &
RIYAZ I. CHAGLA, JJ.**
DATED: 21ST AUGUST, 2018

PC:-

1. This Appeal under Section 35G of Central Excise Act, 1944 challenges the order dated 11th August, 2017 passed by Customs, Excise and Service Tax Appellate Tribunal.

2. 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. In the above view, Mr. Jetly, learned counsel appearing in support of the appeal, on instructions of Mr. S.K. Vimalanathan, Commissioner, (CGST & CX), Thane Commissionerate seeks to withdraw the appeal. In fact, Mr. S.K. Vimalanathan, the

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Commissioner (CGST & CX), Thane has filed a pursis dated 9th August, 2018 to the above effect. The same is taken on record and marked "A" for identifications.

4. Accordingly, the appeal is dismissed as withdrawn.
5. Refund of Court Fees as per Rules.

(RIYAZ I. CHAGLA J.)

(M.S.SANKLECHA, J.)