

Sharayu Khot.

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

CENTRAL EXCISE APPEAL NO. 310 OF 2016

The Commissioner of Central Excise ...Appellant

Versus

M/s. Kirloskar Brothers Ltd. **...Respondent**

.....

Mr. Swapnil Bangur, a/w Ms. Indrayani Deshmukh, for the Appellant.

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

DATE : 19 October 2018

ORDER :

1. This Appeal under Section 35G of Central Excise Act, 1944 challenges the order dated 30th November 2015 passed by Customs, Excise and Service Tax Appellate Tribunal.
2. The Appeal was admitted on 4th September 2017.

3. 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. 50.00 Lakhs.

4. In the above view, Shri. Bangur, learned Counsel appearing in support of the Appeal, on instructions of Shri. V.N. Thete, Commissioner, CGST, Commissionerate, Kolhapur seeks to withdraw the Appeal. In fact, Shri. V.N. Thete, Commissioner, CGST, Commissionerate, Kolhapur, has filed a purshis dated 11th July 2018 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 Accordingly, the Appeal is dismissed as withdrawn.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.]