Sharayu Khot.

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

CENTRAL EXCISE APPEAL NO. 254 OF 2017

The Commissioner of CGST & CX **...Appellant**

Versus

Merind Ltd. **...Respondent**

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

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

DATE : 8 October 2018

ORDER :

1. This Appeal under Section 35G of Central Excise Act, 1944 challenges the order dated 3rd February 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. 50.00 Lakhs.

3. In the above view, Shri. Jetly, learned counsel appearing in support of the Appeal, on instructions of Shri. Kiran Verma, Commissioner, CGST, Commissionerate, Navi Mumbai seeks to withdraw the Appeal. In fact, Shri. Kiran Verma, Commissioner, CGST, Commissionerate, Navi Mumbai has filed a purshis dated 5th October 2018 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 Accordingly, the Appeal is dismissed as withdrawn.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 I. CHAGLA J.] **[M.S. SANKLECHA, J.]**