

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

CENTRAL EXCISE APPEAL NO. 138 OF 2011

The Union of India

.. Appellant

v/s.

M/s. Roma Plastics Pvt. Ltd.

..Respondents

Mr. Joel Carlos for the appellant
None for the respondents

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

DATED : 2nd NOVEMBER, 2018.

P.C.

1. This appeal under Section 35G of the Central Excise Act, 1944 challenges the order dated 13th April, 2017 passed by the Customs, Excise and Service Tax Appellate Tribunal (Tribunal). This appeal was admitted on 29th March, 2012.

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. Carlos, learned Counsel appearing in support of the appeal, on instructions of Mr. S.K. Jha, Assistant Commissioner (Legal) seeks to withdraw the appeal.

4. Accordingly, the appeal is dismissed as withdrawn.

5. Refund of Court Fees as per Rules.

(RIYAZ I. CHAGLA, J.)

(M.S. SANKLECHA, J.)