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

CENTRAL EXCISE APPEAL NO. 81 OF 2017

The Commissioner of Service Tax, Mumbai, VI … Appellant
Versus
M/s. Evonic Energy Services …Respondent

Shri Swapnil Bangur, and Smt. Shalaka A. Gujar – Karande for the Appellant.
Mr. Prabhakar Shetty, for the Respondent.

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

PC:-

1. This Appeal under Section 83 of the Finance Act, 1994 (Act) read with Section 35G of Central Excise Act, 1944 challenges the order dated 21st March 2016 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. Bangur, the learned counsel appearing in support of the appeal, on written instructions dated

Jitendra Shankar Nijasure

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Date: 2018.08.28 16:29:31 +0530

6th August, 2018 of Mr. Sandeep Puri, Commissioner, CGST, Mumbai West 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 Accordingly, the appeal is dismissed as withdrawn.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.)**