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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CENTRAL EXCISE APPEAL NO.156 OF 2014

Commissioner of Central Excise, Pune III ..Appellant
V/s.
M/s. Cummins India Ltd. ..Respondent.

Ms.P.S.Cardozo with Ms.Shalaka Gujar for the appellant.

Mr.Jas Sanghvi i/b. PDS Legal for the respondent.

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

DATE : AUGUST 29, 2018

P.C.:-

This appeal under Section 35G of Central Excise Act, 1944 challenges the order dated May 14, 2014 passed by Customs, Excise and Service Tax Appellate Tribunal, Mumbai.

2. Ms.Shalaka Gujar, the learned counsel appearing in support of the appeal on instructions from Ms.Vandana K.Jain Commissioner, Central GST, Pune-II seeks to withdraw this appeal. This is on account of tax effect in this appeal being less than Rs.50,00,000/- as provided in CBIC instructions / circular dated

July 11, 2018. In support of this she tenders a pursis dated July 27, 2018 filed by the Commissioner seeking to withdraw the appeal in view of the CBIC circular dated July 11, 2018. The pursis is taken on record and marked 'A' for identification.

3. Hence, the Appeal is dismissed as withdrawn. Refund of Court Fees, as per Rules.

(RIYAZ I. CHAGLA, J.) ***(M.S.SANKLECHA, J.)***