

Sharayu Khot.

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

CENTRAL EXCISE APPEAL NO. 49 OF 2015

Commissioner of Service Tax-I, Mumbai ...Appellant

Versus

M/s. Stone Shippers ...Respondent

Ms. Ruju Thakker, for the Appellant.

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

DATE : 11 September 2018

ORDER :

1. This Appeal under Section 35G of Central Excise Act, 1944 challenges the order dated 28th March 2014 passed by Customs, Excise and Service Tax Appellate Tribunal.

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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, Ms. Thakker, learned Counsel appearing in support of the Appeal, on instructions of Shri. Shyam Raj Prasad, Commissioner, (CGST & CX), seeks to withdraw the Appeal. In fact, Shri. Shyam Raj Prasad, the Commissioner (CGST & CX), Thane has filed a purshis dated 5th September 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 Accordingly, the Appeal is dismissed as withdrawn.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.]