

Sharayu Khot.

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

CENTRAL EXCISE APPEAL NO. 142 OF 2016

**The Commissioner of Central Excise, ...Appellant
Customs and Service Tax**

Versus

M/s. Gold Jyoti Polymer ...Respondents

Mr. Sham Walve, i/by Mr. Nikhil Wadikar, for the Appellant.

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

DATE : 8 October 2018

ORDER :

Sharayu
Pandurang
Khot

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Pandurang Khot
Date: 2018.10.11
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1. This Appeal under Section 35G of Central Excise Act, 1944 challenges the order dated 12th May 2015 passed by Customs, Excise and Service Tax Appellate Tribunal.

2. The Appeal was admitted on 20th September 2017.
3. 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.
4. In the above view, Shri. Walve, learned counsel appearing in support of the Appeal, on instructions of Shri. P.K. Bamaniya, Assistant Commissioner (Legal), (CGST & CX) Daman Commissionerate, seeks to withdraw the Appeal.
5. Accordingly, the Appeal is dismissed as withdrawn.
6. Refund of Court Fees as per Rules.

[RIYAZ I. CHAGLA J.]

[M.S. SANKLECHA, J.]