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

CENTRAL EXCISE APPEAL NO. 4 OF 2017

The Commissioner of Central Excise,
Thane-II .. Appellant

v/s.

M/s. Ciron Drugs & Pharmaceuticals Pvt. Ltd. ..Respondent

Mr. M. Dwivedi a/w Mr. Sham Walve for the appellant
None for the respondent

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

DATED : 4th OCTOBER, 2018.

P.C.

1. This appeal under Section 35G of the Central Excise Act, 1944 challenges the order dated 2nd May, 2016 passed by the Customs, Excise and Service Tax Appellate Tribunal (Tribunal). This appeal was admitted on 12th March, 2018.

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. Dwivedi, learned Counsel appearing in support of the appeal, on instructions of Mr. Shyam Raj Prasad, Commissioner of CGST & CE, Palghar seeks to withdraw the appeal. In fact, Mr. Shyam Raj Prasad, Commissioner of CGST & CE, Palghar has filed a pursis dated 28th 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 Accordingly, the appeal is dismissed as withdrawn.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.)**