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

CENTRAL EXCISE APPEAL NO. 149 OF 2016

The Commissioner of Central Excise .. Appellant

v/s.

M/s. Mukund Ltd. ..Respondent

Ms. P.S. Cardozo I/b Joel Carlos for the appellant
Mr. Karansingh Shekhawat I/b Mr. Praful Patankar for the respondent

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

DATED : 20th AUGUST, 2018.

P.C.

1. This appeal under Section 35G of the Central Excise Act, 1944 challenges the order dated 29th October, 2014 passed by the Customs, Excise and Service Tax Appellate Tribunal (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, Ms. Cardozo, learned Counsel appearing in

support of the appeal, on instructions of Mr. S.K. Vimalanathan, Commissioner, Thane (CGST & CX) Commissionerate seeks to withdraw the appeal. In fact, Mr. S.K. Vimalanathan, the Commissioner (CGST & CX) Thane has filed a pursis dated 3rd August, 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 Accordingly, the appeal is dismissed as withdrawn.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.)**