

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CIVIL JURISDICTION

WRIT PETITION NO.4901 OF 2019

M/s. Vijayta Audio World Ltd., .. Petitioner.
v/s.
Commissioner of Central Excise, Belapur .. Respondent.

Mr. Sushil Upadhye i/b. A. M. Saraogi, for the Petitioner.
Mr. Pradeep S. Jetly with Mr. J. B. Mishra, for the Respondent.

**CORAM: M.S.SANKLECHA, &
S.C. GUPTE, JJ.**

DATE : 5th AUGUST, 2019.

P.C:-

Mr. Upadhye, learned Counsel appearing in support of the Petition, on instructions, seeks to withdraw this Petition, so as to file an appeal to this Court from order dated 11th December, 2017 of the Customs, Excise and Service Tax Appellant Tribunal (the Tribunal) under Section 35-G of the Central Excise Act, 1944.

2 Liberty as prayed for, granted.

3 Needless to state that delay in filing the appeal would be considered by the Court, hearing the appeal to which application for condonation of delay would be made. It would be decided on its own merits .

4 **Petition disposed of as withdrawn in the above terms.**

(S.C.GUPTE,J.)

(M.S.SANKLECHA,J.)