

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.07.2019

CORAM

THE HONOURABLE DR. JUSTICE VINEET KOTHARI

AND

THE HONOURABLE MR. JUSTICE C.V.KARTHIKEYAN

CMA.No.121/2013

Commissioner of Central Excise
Puducherry Commissionerate Goubert
Avenue, Beach Road, Puducherry 605 001. .. Appellant

Vs

1.Customs, Excise and Service Tax Appellate Tribunal
South Zonal Bench, Chennai 600 006.

2.M/s.Fragrance India,
Pillaiyarkuppam Road
Kirumambakkam, Pondicherry.

.. Respondents

Prayer: Civil Miscellaneous Appeal filed under section 35G of the Central Excise Act, 1944, to allow the appeal by setting aside the impugned final order No.206-211/2012 dated 05.03.2012 passed by the Tribunal and direct the Tribunal to decide the case on merits.

For Appellant : Mr.V.Sundareswaran
Senior Standing Counsel

For R2 : Mr.Akhil Suresh

JUDGMENT

[Judgment of the Court was delivered by VINEET KOTHARI, J.,]

The learned counsel for the appellant/Revenue would submit that in view of the monetary stake of the Revenue being below the monetary limits as per the Litigation Policy, viz., below Rs.50 Lakhs, he does not want to press the present appeal and seeks leave of this Court to withdraw the same.

2 The learned counsel for the 2nd respondent has no objection.

3 In view of the above submission of the learned counsel for the appellant, the Civil Miscellaneous Appeal stands dismissed as withdrawn. No costs.

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

AP

To

1. Customs, Excise and Service Tax Appellate Tribunal
South Zonal Bench, Chennai 600 006.

Copy to

The Section officer
VR Section
High Court, Madras 104.

+1 CC to Mr.V.Sundareswaran, Advocate sr 62881.

+1 CC to Mr.M. Akhil Suresh, Advocate sr 62526.

SV (CO)
SP (22/08/2019)

CMA.No.121/2013

सत्यमेव जयते

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