

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.11.2019

CORAM:

THE HONOURABLE DR.JUSTICE VINEET KOTHARI
AND

THE HONOURABLE MR.JUSTICE C.SARAVANAN

C.M.A.No.2109 of 2009

M/s.Futura Fibres
(A division of Futura Polyesters Ltd.)
Chinnasekkadu, Manali
Chennai - 600 068. ... Appellant/ Respondent

Vs

1.Commissioner of Central Excise
Chennai I Commissionerate
Mahatma Gandhi Road
Nungambakkam
Chennai - 600 034.

2.Customs, Excise & Service Tax
Appellate Tribunal
Shastri Bhavan Annex
No.26, Haddows Road
Chennai - 600 006. ... Respondents/ Appellants

Civil Miscellaneous Appeal is filed under Section 35G of Central Excise Act, 1944 against the Final Order No.1370/08, dated 02.12.2008 of Customs, Excise, Service Tax Appellate Tribunal and uphold Order-in-Appeal No.78/06 (M-I) dated 06.09.2006 of CCE (A) Chennai.

For Appellant : Mr.P.R.Renganath

For Respondents: Mr.Vikram Ramakrishnan for R1
Mr.Rajinish Pathiyal for R2

JUDGMENT

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

The learned counsel appearing for the appellant seeks leave of this Court to withdraw this petition with liberty to approach the respondent department for immunity under the Sabka Vishwas (Legacy Dispute Resolution) Scheme, 2019.

2. The learned counsel appearing for the respondents do not have any objection.

3. Accordingly, this Civil Miscellaneous Appeal is dismissed as withdrawn, keeping the question of law arising in the appeal left open. No costs.

Sd/-
Assistant Registrar(CS IV)

//True Copy//
Sub Assistant Registrar

vsm
To

1.The Commissioner of Central Excise
Chennai I Commissionerate
Mahatma Gandhi Road
Nungambakkam
Chennai - 600 034.

2.Customs, Excise & Service Tax
Appellate Tribunal
Shastri Bhavan Annex
No.26, Haddows Road
Chennai - 600 006.

+1cc to Mr.Rajinish Pathiyil , Advocate SR.No. 94864
C.M.A.No.2109 of 2009
A.SK(26/12/2019)

सत्यमेव जयते
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