IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.01.2020

CORAM:

THE HON'BLE DR. JUSTICE VINEET KOTHARI
and
THE HON'BLE MR. JUSTICE R.SURESH KUMAR

C.M.A.Nos.1831 & 1832 of 2017

Commissioner of Central Excise
Chennai II Commissionerate
692, MHU Complex, Anna Salai
Nandanam, Chennai - 600 035.
.. Appellant in both appeals

..Vs..

M/s.Savira Industries
No.142-A, Vannier Street
Choolaimedum Chennai 600094.
.. Respondent in both appeals

Prayer : Civil Miscellaneous Appeals filed under Section 35 G of the Customs Excise Act, 1944, against the Final Order Nos.41087 & 41088 of 2015 dated 04.09.2015 passed in Appeal No.E/294/2009-DB & E/364/2009 - DB on the file of the CESTAT, South Zonal Bench, Chennai.

For Appellant : Mr.A.P.Srinivas, Sr.Standing Counsel

For Respondent : Mr.S.Thirumavalavan

J U D G M E N T
(Judgment of the Court was delivered by DR.VINEET KOTHARI, J.)

The learned counsel for the appellant Revenue brought to our notice the instruction issued by the Central Board of Indirect Taxes and Customs, New Delhi vide instructions F.No.390/Misc./116/2017-JC dated 22.08.2019, wherein it is stipulated that appeals shall not be filed/pursued by the Department before the High Court in cases where the tax effect does not exceed Rs.1,00,00,000/- (Rupees One Crore only).

2. In the instant case, the tax effect is less than the monetary limit imposed and therefore, the appeals are dismissed as not pressed. No order as to costs.

Sd/-
Assistant Registrar(CS-VI)

// True Copy//

Sub Assistant Registrar

KST

To

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

+1cc to Mr.A.P.Srinivas, Advocate, SR.No.788.
+2cc to Mr.S.Thirumavalavan, Advocate, SR.No.899 & 900.

C.M.A.Nos.1831 & 1832 of 2017

LN(CO)
CSR: 06.02.2020