

Ajay

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.13707 OF 2017

Phaltan Municipal Council

.. Petitioner

Versus

Deputy Commissioner, Central Excise and
Service Tax Department, Kolhapur & Anr.

.. Respondents

.....

- Mr. Milind Deshmukh for the Petitioner.
- Mr. Sham Walve for the Respondents.

.....

**CORAM : UJJAL BHUYAN &
MILIND N. JADHAV, JJ.**

DATE : FEBRUARY 25, 2021.

P.C.:

Heard Mr. Deshmukh, learned counsel for the petitioner and Mr. Walve, learned counsel for the respondents.

2. This writ petition has been filed assailing the Order-in-Original dated 17.03.2017 passed by the Deputy Commissioner, Central Excise and Service Tax Department, Kolhapur.

3. Today the writ petition is before us on a *praecipe* filed by learned counsel for the petitioner whereby he seeks withdrawal of the writ petition. The prayer has been made on the basis of instructions furnished vide letter dated 22.02.2021 written by the Chief Executive Officer, Phaltan Municipal Council.

4. Learned counsel for the petitioner submits that petitioner has opted for settlement under the Sabka Vishwas (Legacy Dispute Resolution) Scheme, 2019. Petitioner has already paid the amount as determined by the designated committee under the aforesaid scheme.

5. Learned counsel for the respondent has no objection to the prayer made for withdrawal of the writ petition.

6. In that view of the matter, we allow the petitioner to withdraw the writ petition. Accordingly, the writ petition is disposed of as withdrawn.

7. The letter written by the Chief Executive Officer, Municipal Council of Phaltan dated 22.02.2021 is marked as **Exhibit 'X'** for identification and kept as part of the record.

8. Refund as per Rules.

[MILIND N. JADHAV, J.]

[UJJAL BHUYAN, J.]