

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.01.2021

CORAM

THE HON'BLE MR.JUSTICE C.SARAVANAN

W.P.No.9052 of 2015

and

M.P.No.1 of 2015

(Through Video Conferencing)

The Commissioner of Central Excise,
No.1, Foulks Compound,
Anai Medu, Salem - 636 001. Petitioner

Vs.

1.The Customs, Excise and Service Tax,
Settlement Commission,
Additional Bench, II Floor,
Narmada Block, Customs House,
No.60, Rajaji Salai,
Chennai - 600 001.

2.M/s.Annai Infra Developers Private Limited,
Rep. by its Managing Director,
Flat No.7, 4th Floor, SDS Enclave,
2/5, Prundurai Road,
Erode - 638 011. Respondents

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus to call for the records of the first respondent in File No.S.A.S.Tax/70/2013-SC and quash the impugned Order No.39/2014-ST dated 30.09.2014 and further direct the first respondent to return the Application in S.A.(ST)/70/2013-SC filed by the second respondent as not maintainable for settlement of cases under Chapter V of the Central Excise Act, 1944.

For Petitioner : Mr.V.Sundareswaran

For 1st Respondent: Mr.A.N.R.Jayaprathap
Standing Counsel

For 2nd Respondent: Mr.J.V.Niranjan

O R D E R

When this case is taken up for hearing, Mr.V.Sundareswaran, the learned counsel for the petitioner submits that he has received instruction from the petitioner to withdraw this writ petition on the ground of the monetary policy limit prescribed by the Central Board of Indirect Taxes in F.No.390/Misc/116/2017-JC dated 11.07.2018. He has filed a memo to that effect.

2. Recording the same, this Writ Petition is dismissed as withdrawn. No cost. Consequently, connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

The Customs, Excise and Service Tax,
Settlement Commission, Additional Bench,
II Floor, Narmada Block,
Customs House, No.60,
Rajaji Salai, Chennai - 600 001.

+lcc to Mr.V.Sundareswaran, Advocate SR.124

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BS(CO)
CB(01/02/2021)

सत्यमेव जयते

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