

Amol

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO. 2090 OF 2025**

Vipul M Nashit ...Petitioner

Versus

Commissioner of CGST & Central
Excise, Mumbai Central & Ors ...Respondents

Mr Rahul Sarda, with Mr Avdhoot Prabhu, i/b, Mr Akshay Pawar, for the Petitioner.

Mr Karan Adik, for the Respondent.

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Date: 2025.06.23
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**CORAM M.S. Sonak &
 Jitendra Jain, JJ.
DATED: 23 June 2025**

PC:-

1. Heard learned Counsel for the parties.
2. After this matter was heard for some time, the learned Counsel for the Petitioner, on instructions, seeks leave to withdraw this Petition with liberty to appeal against the impugned order.
3. The learned Counsel for the Petitioner states that appeal will be instituted within 6 weeks from today by complying with all requisite formalities. If the appeal is indeed instituted within 6 weeks from today by complying with all formalities, then, the appellate authority must decide the appeal on merits

because this Petition was instituted within the condonable period and was pending in this Court till date.

4. All contentions of all parties, including the contention raised in this Petition are explicitly kept open for the determination by the appellate authority. With the above liberty, this Petition is disposed of as withdrawn. No order for costs. All concerned to act on an authenticated copy of this order.

(Jitendra Jain, J)

(M.S. Sonak, J)