



WEB COPY



C.M.A.No.1766 of 2010

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.11.2025

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
AND
THE HONOURABLE MR.JUSTICE MOHAMMED SHAFFIQ

C.M.A.No. 1766 of 2010

The Commissioner of Central Excise,
No.1, Foulk's Compound, Anai Road,
Salem – 636 001.

...Appellant

Vs.

1.M/s.Sterling Biotech Ltd.,
Sandynallah, Ootacamund,
The Nilgiris – 643 237.

2.The Customs, Excise & Service Tax Appellate Tribunal,
South Zonal Bench, Shastri Bhawan Annex,
1st Floor, No.26, Haddows Road,
Chennai – 600 006.

...Respondents

PRAYER: The Civil Miscellaneous Appeal filed under Section 35G of the Central Excise Act, 1944 praying to set aside the impugned order No.1189 to 1193 of 2009 dated 07.09.2009 passed by the 2nd respondent.

For Appellant : Mr.K.S.Ramaswamy,
Central Govt. Standing Counsel

For Respondents : Mr.Nikhil Gupta for R1
R2 – given up.



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J U D G M E N T

(Order of the Court was made by S.M.SUBRAMANIAM, J.)

The appellant has submitted a letter seeking withdrawal of the Civil Miscellaneous Appeal on the ground that the office of the Principal Commissioner and Central Excise, Coimbatore had decided to withdraw the above appeal in view of the fact that monetary limit has been increased from 1 Crore to Rs.2 Crores for filing appeal in High Courts.

2. In view of the same, no further adjudication is required. Accordingly, this Civil Miscellaneous Appeal is dismissed as withdrawn. No costs.

(S.M.S., J.) (M.S.Q., J.)
03.11.2025

dsa
Index :Yes/No
Neutral Citation :Yes/No
Speaking/Non-speaking order



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To

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Sandynallah, Ootacamund,
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- 2.The Customs, Excise & Service Tax Appellate Tribunal,
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