

SPEED POST



F. No. 195/196/SZ/2018-RA
GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF REVENUE)

14, HUDCO VISHALA BLDG., B WING
6th FLOOR, BHIKAJI CAMA PLACE,
NEW DELHI-110 066

Date of Issue. 23/3/23

Order No. 66/2023-CX dated 22.3.2023 of the Government of India passed by Sh. Sandeep Prakash, Additional Secretary to the Government of India, under Section 129DD of the Custom Act, 1962.

- Subject : Revision Application, filed under Section 35 EE of the Central Excise Act, 1944 against the Order-in-Appeal No.HYD-EXCUS-04/2017 dated 26.02.2018, passed by the Commissioner (Audit-II), Customs, Central Excise & Central Tax, Hyderabad as Commissioner (Appeals).
- Applicant : M/s Sree Biotech Herbal Extractions Processing, Choutuppal, Telangana.
- Respondent : The Commissioner of CGST & Central Excise, Secunderabad.
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ORDER

Revision Application No. 195/196/SZ/2018-R.A. dated 24.07.2018 has been filed by M/s Sree Biotech Herbal Extractions Processing, Choutuppal, Telangana (hereinafter referred to as "Applicant") against Order in Appeal No. HYD-EXCUS-04/2017 dated 26.02.2018 passed by the Commissioner (Audit-II), Customs, Central Excise & Central Tax, Hyderabad, as Commissioner (Appeals) .

2. The brief facts leading to the present proceedings are that the Applicants had made clearances of excisable goods without payment of duty under 10 ARE-1s, between February and July 2015, involving duty element of Rs. 25,37,982/-, without any valid LUT. Accordingly, the Applicants were issued with a SCN dated 24.03.2016 for recovery of the duty not paid. The said SCN was adjudicated vide OIO No. 37/2015-16-Hyd III Adjn (ADC) dated 28.12.2016, passed by the Additional commissioner of Central Excise, Hyderabad-III, whereby, the demand was confirmed alongwith the interest and penalties under Section 11AC of Central Excise Act,1944 and Rule 25 of the Central Excise Rules, 2002 were imposed on the Applicants. Appeal filed by the Applicants against the OIO has been dismissed.

3. Personal hearing, in virtual mode, was fixed for 29.03.2023. However, vide their e-mail dated 21.03.2023, Sh. G.Vidyadhar Reddy, Counsel for the Applicants, submitted a memorandum, wherein, it was informed that the Applicants had filed an application under ***Sabka Vishwas (Legacy Dispute Resolution) Scheme 2019*** . It was further informed that the Designated Committee had accepted the application and the Applicants have been issued with Discharge Certificate in Form SVLDRS-4. Accordingly, the Applicants have requested to treat the instant revision application as withdrawn.

4. The Government has carefully examined the matter. In view of the request made by the Applicants, the Revision Application is dismissed as withdrawn.



(Sandeep Prakash),
Additional Secretary to the Government of India

M/s Sree Biotech Herbal Extraction Processing ,
S.no.300, S. Lingotam village,
Choutuppal Mandal,
Nalgonda District-508252.
Telangana.

ORDER NO. 66/23-CX dated 22.2.2023

Copy to:-

1. The Commissioner of CGST & Central Excise, Secunderabad, Kendriya Shulk Bhawan, Opp. L. B. Stadium Road, Basheer Bagh, Hyderabad – 500004.
2. The Commissioner Customs & Central Excise (Appeals-II), Hyderabad, Kendriya Shulk Bhawan, Opp. L. B. Stadium Road, Basheer Bagh, Hyderabad – 500004.
3. Sh. G. Vidyadhar Reddy, Advocate, H.No.8-2-598/A/7, 1st floor, Lane opp. Mandir Saree House, Road No. 10, Banjara Hills, Hyderabad-500034
4. P.P.S. to A.S.(RA)
5. Notice Board
6. Guard File
7. Spare Copy

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