

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No. 7703 of 2015
Decided on : 13.08.2015**

M/s Wintek Prelam

. . . Petitioner

Versus

Union of India and others

. . . Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN**

PRESENT: Mr. Sudhir Malhotra, Advocate
for the petitioner.

Mr. D.D. Sharma, Advocate
for the respondents.

AJAY KUMAR MITTAL, J. (Oral)

Learned counsel for the petitioner states that during the pendency of the present writ petition, an application for stay of pre-deposit filed in the appeal before the Customs, Excise & Service Tax Appellate Tribunal (in short 'the CESTAT'), has been decided on 11th August, 2015.

2. Learned counsel for the petitioner further submits that in such a situation, the present writ petition has been rendered infructuous and may be disposed of as such. However, liberty be granted to the petitioner to challenge the order dated 11th August, 2015, passed by the CESTAT declining the application for stay of pre-deposit.

3. Disposed of as infructuous. However, it shall be open to the petitioner to challenge the aforesaid order passed by the CESTAT on the application for stay of pre-deposit, in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(RAMENDRA JAIN)
JUDGE**

August 13, 2015

J.Ram