

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.571 OF 2017
IN
CENTRAL EXCISE APPEAL NO.82 OF 2012

Intervet India Private Limited	 Applicants
<i>In the matter between</i>	
Intervet India Private Limited	 Appellants
Vs.	
Commissioner of Central Excise	
Pune-III Commissionerate	 Respondent

Mr. Hormaz Daruwalla i/by M/s. India Law Alliance
for the Applicants/Appellants.
Mr. Swapnil Bangur with Mr. Sham Walve for the
Respondent.

CORAM: S.C. DHARMADHIKARI &
PRAKASH D. NAIK, JJ.

DATE : MAY 02, 2017

P.C:

1. Heard both sides. Mr. Bangur has not seriously opposed the prayers in the motion, though he says that the amount of duty and interest has been secured by payment belatedly. He would, therefore, submit that a conditional stay at

best be granted.

2. After having heard both sides and since the appeal is admitted, to balance the rights and equities, we stay the recovery of the penalty. The motion is made absolute in terms of prayer clause (a). There will be no order as to costs.

(PRAKASH D. NAIK, J.)

(S.C. DHARMADHIKARI, J.)