

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO.916 OF 2017
IN
CENTRAL EXCISE APPEAL (L) NO.165 OF 2016

The Commissioner of Central Excise Applicant
& Service Tax, Mumbai

In the matter between

The Commissioner of Central Excise Appellant
& Service Tax, Mumbai

Vs.

CMI FPE Limited Respondent

Mr. P.S. Cardozo, Advocate for the Applicant.
Mr. Jas Sanghvi i/by PDS Legal for the Respondent.

CORAM : S.V. GANGAPURWALA AND
G.S. KULKARNI, JJ.

DATE : 23 JUNE, 2017

PER COURT :

We have heard the learned counsel for the Applicant
and the learned counsel for the Respondent.

2 For the reasons stated in the affidavit supporting the Notice of Motion, the Motion is allowed. The delay of 138 days caused in filing the Appeal is condoned. The Motion is accordingly disposed of. No costs.

(G.S. KULKARNI, J.)

(S.V. GANGAPURWALA, J.)