

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO.2525 OF 2016
IN
CENTRAL EXCISE APPEAL (L) NO. 206 OF 2016**

Commissioner of Service Tax-V, Mumbai Applicant

In the matter between

Commissioner of Service Tax-V, Mumbai Appellant

Vs.

M/s National Aviation Company of Respondent
India Limited

Ms. P.S. Cardozo a/w Mr. Vipul Bajpayee for the Applicant.
None for the Respondent.

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

DATE : 23 JUNE, 2017

PER COURT :

The present Motion is moved for condonation of delay of 136 days in filing the appeal. Affidavit of service has been filed. Though served, none appears for the Respondent. Even the copy of acknowledgment is filed on record.

2 For the reasons stated in the affidavit supporting the Notice of Motion, the Motion is allowed. Delay caused in filing the appeal is condoned. The Motion is accordingly disposed of. No costs.

(G.S. KULKARNI, J.)

(S.V. GANGAPURWALA, J.)