

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

NOTICE OF MOTION NO. 1657 OF 2017
IN
CENTRAL EXCISE APPEAL NO. 88 OF 2016

M/s.S.P Cotton Mills.	...	Applicant.
V/s.		
Commissioner of Central Excise, Mumbai-III	...	Respondent.

Mr.H.R.Shetty for the applicant.
Mr.M.Dwivedi with Mr.Sham Walve for the respondent.

CORAM : A.S.OKA AND A.K.MENON, JJ.

DATE : 13th November 2017.

PC.:

Heard the learned counsel appearing for the applicant and the learned counsel for the respondent. In paragraph-3 of the affidavit in support of notice of motion taken out by the applicant (appellant), reasons for absence of the advocate for the appellant on both days have been set out. In view of the said reasons, a case for restoration is made out.

2. Accordingly, notice of motion is made absolute in terms of prayer clause (a). The restored appeal be fixed for admission in the caption of fresh admission on 4th December 2017.

(A.K.MENON, J.)

(A.S.OKA, J.)