

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

Central Excise Appeal No. 36/2007

The Commissioner Central Excise, Nagpur
Vs
Fabworth (I) Ltd, (Now known as M/s. Uniworth Textile Ltd.,) Nagpur

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri S.N. Bhattad and Shri K.K. Nalamwar, A.P.P for the appellant
Shri Rupesh Kumar and Shri Abhishek Sukla, Adv. for the Respondents

**CORAM : R.K. Deshpande,
Manish Pitale, JJ**

DATE : 22.8.2017.

Heard.

In view of the decision of the Calcutta High
Court in case of *Uniworth Textiles Ltd., Vs. Joint
Development Commissioner, SEEPZ, 2002 (144) E.L.T 515
(Cal.)*, the learned counsel for the appellant seeks to
withdraw this appeal with a liberty to file the same in the
High Court at Calcutta.

The learned counsel for the respondents
objects to this submission that this Court has jurisdiction
and according to him Calcutta High Court has no
jurisdiction.

We keep all questions open to be adjudicated
and permit the petitioner to withdraw his application.

JUDGE

JUDGE

Ansari