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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 3297/2017

SAMTEL THALES AVIONICS LTD. Petitioner

Through: Mr. Rupesh Kumar AND Mr. Pravesh
Bahuguna, Advocates

versus

COMMISSIONER OF SERVICES TAX-DELHI-II Respondent

Through: Mr. Manpreet Singh, Sr. Standing
Counsel with Mr. Suresh Chaudhary
and Ms. Namrata Bharti, Advocates

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

% **19.04.2017**

Learned counsel for the petitioner submits that the petitioner, in addition to the filing of the present petition, has also made a representation to the respondent on 08.03.2017 and the representation is still pending. Learned counsel for the petitioner seeks to place reliance on judgment of the Supreme Court in '*Commissioner of Central Excise Vs. M.P.V. Engg. Industries*', 2003 (153) ELT 485 (SC).

Learned counsel for the respondent submits that the respondent shall consider and dispose of the representation within a period of three weeks from today.

In view of the above the petition is disposed of directing the respondent to dispose of the representation of the petitioner within a

period of three weeks from today. The respondent shall also take into account the judgment of the Supreme Court in ***M.P.V. Engg. Industries'*** (*Supra*).

It is clarified that this court has not expressed any opinion with regard to the applicability of otherwise of the judgment in ***M.P.V. Engg. Industries'*** (*Supra*). The respondent would be at liberty to consider the same in accordance with law.

Order *dasti* under signatures of the Court Master.

SANJEEV SACHDEVA, J

APRIL 19, 2017

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