

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

**NOTICE OF MOTION NO. 365 OF 2018
IN
CENTRAL EXCISE APPEAL (L) NO. 116 OF 2017**

The Commissioner of Central GST & Central
Excise, Mumbai Commissionerate .. Applicant

In the matter between
The Commissioner of Central GST & Central
Excise, Mumbai Commissionerate .. Appellant

v/s.
M/s. DHL Lemuir Logistics Pvt. Ltd. ..Respondent

Mr. Vipul Bajpayee for the applicant / orig. appellant
None for the respondent

**CORAM : M.S. SANKLECHA &
RIYAZ I. CHAGLA, J.J.**

DATED : 31st AUGUST, 2018.

P.C.

1. None appears for the respondent despite service.
2. This motion is filed for condonation of 36 days delay in filing the appeal challenging the order dated 8th June, 2016 passed by the Customs, Excise and Service Tax Appellate Tribunal, West Zonal Bench, Mumbai (Tribunal).

3. We have perused the affidavit of Mr. Rishi Yadav, Deputy Commissioner of Central GST & Central Excise, Division-III, Mumbai East Commissionerate dated 9th January, 2018 and are satisfied with the reasons for the condonation of delay in filing the appeal.

4. The Notice of Motion is allowed in terms of prayer clauses (a) and (b).

(RIYAZ I. CHAGLA, J.)

(M.S. SANKLECHA, J.)