

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

**NOTICE OF MOTION NO. 251 OF 2018
IN
CENTRAL EXCISE APPEAL (L) NO. 226 OF 2015**

The Commissioner of CGST & Central Excise
Daman Commissionerate .. Applicant

In the matter between
The Commissioner of CGST & Central Excise
Daman Commissionerate .. Appellant

v/s.

M/s. Pramukh Poly Products ..Respondent

Mr. Pradeep S. Jetly a/w Mr. J.B. Mishra for the applicant / orig.
appellant
None for the respondent

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

DATED : 14th SEPTEMBER, 2018.

P.C.

1. This motion seeks condonation of 458 days delay in filing this notice of motion for restoration of the appeal from the order dated 22nd March, 2002 passed by the Customs, Excise and Service Tax Tribunal.

2. Mr. Jetly, learned Counsel appearing for the applicant, on instructions of Mr. Sanjay Mukhopadhyay, Assistant Commissioner of

CGST and Central Excise, Division-VII, Silvassa, Daman
Commissionerate seeks to withdraw the motion.

3. In the above view, the Motion is dismissed as withdrawn.

4. In view of the dismissal of the motion. The appeal also becomes
infructuous.

(RIYAZ I. CHAGLA, J.)

(M.S. SANKLECHA, J.)