

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

**NOTICE OF MOTION NO. 431 OF 2018
IN
CENTRAL EXCISE APPEAL (L) NO. 58 OF 2018**

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

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

v/s.
M/s. Reliance Communication Ltd. ..Respondent

Ms. P.S. Cardozo for the applicant / orig. appellant
Mr. Chirag Shetty I/b Economics Laws Practice for the respondent

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

DATED : 6th SEPTEMBER, 2018.

P.C.

1. This motion has been taken out for condonation of 323 days dealy in filing the appeal from the order dated 2nd September, 2015 passed by the Customs, Excise and Service Tax Appellate Tribunal. The affidavit in support of the motion of Mr. Sadanand D. Pattanaik, Assistant Commissioner, CGST & Central Excise, Division-IV, Belapur Commissionerate sets out the reasons for the delay in filing the accompanying appeal.

2. Mr. Shetty, learned Counsel appearing for the respondents, on instructions, states that the respondent do not oppose the application made by the appellant Revenue.

3. In the above view, the motion is allowed in terms of prayer clause (a).

(RIYAZ I. CHAGLA, J.)

(M.S. SANKLECHA, J.)