

Sharayu Khot.

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

NOTICE OF MOTION NO. 689 OF 2018

IN

CENTRAL EXCISE APPEAL (L) NO. 130 OF 2018

**The Commissioner of CGST & Central
Excise**

**...Applicant/
Appellant**

Versus

**Fertin Pharma Research & Development
India Pvt.Ltd.**

...Respondent

Mr. Pradeep S. Jetly, a/w Ms. Krupali Salgaonkar, i/by Nikhil Wadikar, for the Applicant/Appellant.

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

DATE : 25 October 2018

ORDER :

1. None appears for the Respondent, despite service.

2. This Motion has been taken out for condonation of 135 days delay in filing the Appeal from the impugned Order dated 5th July 2017 passed by the Customs, Excise & Service Tax Appellate Tribunal.

3. We have perused the Affidavit of Shri. Vinod Dhotre, Assistant Commissioner, Division – VII, CGST & CX dated 18th June 2018 in support of the Motion and are satisfied with the reasons indicated therein for the delay in filing the Appeal from the impugned Order.

4. Accordingly, Notice of Motion is allowed in terms of prayer clause (a).

[RIYAZ I. CHAGLA J.]

[M.S. SANKLECHA, J.]