

Sharayu Khot.

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

**NOTICE OF MOTION NO. 74 OF 2018
IN
CENTRAL EXCISE APPEAL (L) NO. 148 OF 2017**

**The Commissioner of CGST & Central
Excise**

**...Applicant/
Appellant**

Versus

**M/s. Radhakrishna Foodland Carriers
Pvt.Ltd.**

...Respondent

Mr. Pradeep S. Jetly, a/w Mr. J.S. Mishra, for the Appellant.

Ms. Manasi Patel, for the Respondent.

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

DATE : 24 August 2018

ORDER :

1. This Motion has been taken out for condonation of

104 days delay in filing the Appeal from Order dated 30th January 2017 passed by the Customs, Excise & Service Tax Appellate Tribunal.

2. We have perused the Affidavit of Shri. Jitender Singh, Assistant Commissioner CGST dated 27th November 2017 in support of the Motion and are satisfied with the reasons indicated therein for the delay in filing the Appeal from the impugned Order.

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

4. Needless to said that if the office objections are not removed within a period of four weeks from today, the Appeal itself would stand dismissed without further reference to the Court.

[RIYAZ I. CHAGLA J.]

[M.S. SANKLECHA, J.]