

IN THE HIGH COURT OF JUDICATURE AT MADRAS  
DATED: 14.03.2018

CORAM:

THE HONOURABLE MR.JUSTICE S.MANIKUMAR  
and  
THE HONOURABLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

C.M.A.No.2463 of 2011

M/s.Salem Cylinders Pvt.Ltd.,  
70/2, Sankari Main Road,  
Nethimedu, Salem-636002 . Appellant/Appellant

Vs.

- 1.Customs, Excise and Service Tax  
Appellate Tribunal, Shastri Bhavan  
Annexe I Floor, Chennai-600 006.
- 2.Commissioner of Central Excise (Appeals),  
No.1, Foulks Compound, Anaimeedu  
Salem - 636 001.
- 3.Commissioner of Central Excise,  
No.1, Foulks Compound, Anaimeedu,  
Salem - 636 001. .. Respondents /Respondents

Prayer: Civil Miscellaneous Appeal is filed under Section 35 G of the Central Excise Act, 1944, against the Final Order No.1255 of 2010, dated 09.12.2010 on the file of the customs, Excise and Service Tax Appellate Tribunal, Shastri Bhavan Annexe I Floor, Chennai-600 006.

For Appellant : No Appearance  
For R2 : Mr.S.Rajasekar

JUDGMENT

On 13.03.2018, we passed the following order:-

"Mr.T.Ramesh, submitted that it is Ms.Nisha Bineesh's brief and that he was requested to enter appearance and argue. Ms.Nisha Bineesh is no longer Junior to him. Registry is directed to print the name of Ms.Nisha Bineesh for petitioner and post the matter on 14.03.2018, once again under the same caption."

2. Today, name of Ms.Nisha Bineesh, learned counsel for the appellant, is shown in the cause list. There is no appearance for the appellant either in person or through pleader.

3. For the reasons stated supra, we are constrained to dismiss the Civil Miscellaneous Appeal for non-prosecution.

4. Accordingly, instant Civil Miscellaneous Appeal is dismissed for non-prosecution. No Costs.

Sd/-  
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

dm

To

- 1.Customs, Excise and Service Tax  
Appellate Tribunal, Shastri Bhavan  
Annexe I Floor, Chennai-600 006.
- 2.Commissioner of Central Excise (Appeals),  
No.1, Foulks Compound, Anaimeedu  
Salem - 636 001.
- 3.Commissioner of Central Excise,  
No.1, Foulks Compound, Anaimeedu,  
Salem - 636 001.

+lcc to Mr.Nisha Binees, Advocate, S.R.No.19646  
+lcc to Mr.S.Rajasekar, Advocate, S.R.No.19554

C.M.A.No.2463 of 2011

mr (CO)

GSP(03/04/2018)

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