

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

Incomplete Case No. 793 of 2018  
(Diary No.1640183)  
Case Type: Caveat in CEA  
Date of Decision: 04.04.2018

Commissioner of Central Excise, Delhi

.....Appellant

Versus

Yamaha Motors India Pvt. Ltd.

....Respondent

**Coram: Hon'ble Mr. Justice Rajesh Bindal**

Present: None.

**Rajesh Bindal, J.**

The aforesaid Caveat Application was filed on 28.09.2016 by Sh. Gunjan Rishi, Advocate. The Registry had raised objection in the Caveat Application on 28.09.2016.

As per Rule 9, Chapter 1, Part-A, Volume V, Punjab and Haryana High Court Rules and Orders, the petition on which objections have been raised by the Registry is to be taken back by the counsel/party, who filed it, to be re-filed within a total period of 40 days. The same was not taken back for re-filing after removal of objections. On failure, the case is to be listed before the Court for orders. Note was published by the Registry in the cause list w.e.f. 08.02.2018 to 31.03.2018, whereby the advocates were requested to collect their all cases lying with objections, which were filed upto 31.12.2016 for re-filing after removal of objections.

It was further notified that all pending cases of this type will be listed in Court for appropriate order.

Sub Section 5 of 148-A, Code of Civil Procedure provides that Caveat shall not remain in force after the expiry of 90 days from the date on which it was lodged.

The case was shown in the cause list for 04.04.2018. No one was present.

Keeping in view the aforesaid factual matrix, no further order is required to be passed. The file be consigned to the record.

04.04.2018

*sandeep*

**(Rajesh Bindal)  
Judge**