

HIGH COURT OF CHHATTISGARH, BILASPUR**MCC No. 225 of 2019**

- Pernod Ricard India Pvt. Ltd Through Its Duly Constituted Attorney, Fifth Floor, D-3, District- Center Saket, New Delhi.....

---- Applicant**Versus**

1. State Of Chhattisgarh Through The Secretary, Excise And Commercial Tax Mahanadi Bhawan, Mantralaya, Naya Raipur, District- Raipur, Chhattisgarh.....(Res. No.1)
2. Excise Commissioner Government Of Chhattisgarh Labhandi, Chokranala, Raipur, District- Raipur, Chhattisgarh.....(Res. No.2)
3. Chhattisgarh State Marketing Corporation Limited Through Its Managing Director, Labhandi Chokranala, Raipur, Dist- Raipur (CG)(Res. No.3),
4. Chhattisgarh State Beverages Corporation Limited Through Its General Manager, Labhandi Chokranala, Raipur, District- Raipur (CG).....(Res. No.4)

---- Respondents

For Applicant	:	Dr. N.K. Shukla, Senior Advocate assisted by Mr. Abhishek Sinha & Mr. Amit Buxy, Advocates
For Respondents No.1 to 3:		Mr. R.S. Baghel, Dy. Advocate General.
For Respondent No.4	:	Mr. Rajeev Shrivastava, Advocate

Hon'ble Shri Ajay Kumar Tripathi, CJ
Hon'ble Shri Parth Prateem Sahu, J

Order on Board**Per Ajay Kumar Tripathi, CJ****12/03/2019**

1. For the reasons indicated in the restoration application, especially in Para-6, we are of the opinion that the circumstances under which the applicant, who was appellant in WA No.802/18 and was allowed to withdraw its appeal, may require a re-look keeping in mind that the State still wants to argue its appeal bearing WA No.817/2018 on the decision rendered by the learned Single Judge.
2. In the circumstance noticed above, W.A. No.802/18 is permitted to be restored back which will be heard along with appeal of the State on its own merit. Order dated 14.2.2019 earlier passed in WA No.802/2018 to that extent stands modified.

Sd/-
 (Ajay Kumar Tripathi)
 Chief Justice

Sd/-
 (Parth Prateem Sahu)
 Judge

roshan/-