

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

**NOTICE OF MOTION NO. 381 OF 2019
IN
CUSTOMS APPEAL (L) NO. 63 OF 2018**

Prashanth Projects Ltd.& Anr. .. Applicants

In the matter between
Prashanth Projects Ltd.& Anr. .. Appellants

v/s.
Commissioner of Customs, .. Respondent
ACC, Mumbai

Mr. S.R. Dwivedi for the applicants / appellants
None for the respondent

**CORAM : A.S. OKA &
M.S. SANKLECHA, J.J.**

DATED : 26th APRIL, 2019

P.C.

1. The learned Counsel appearing for the applicants states that the Notice of Motion has been served upon the respondent.
2. We accept the statement. Applicants to file affidavit of service within a period of two weeks from today.
3. In view of the averments made in the affidavit-in-support and in

particular paragraphs 4 to 7, there is an explanation for the delay of 209 days. Hence, sufficient cause is made out.

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

(M.S. SANKLECHA, J.)

(A. S. OKA, J.)