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

NOTICE OF MOTION NO. 454 OF 2019
IN
CENTRAL EXCISE APPEAL (L) NO. 42 OF 2019

The State Trading Corporation of
India Ltd. .. Applicant

In the matter between
The State Trading Corporation of
India Ltd. .. Appellant

v/s.
The Commissioner of CGST & Central
Excise .. Respondent

Mr. Sachin Chitnis a/w Mr. Kiran Chavan I/b Cenex Services for the applicant
Mr. Pradeep Jetly I/b Mr. J.B. Mishra for the respondent

CORAM : M.S. SANKLECHA &
M.S. SONAK, J.J.

DATED : 9th JULY, 2019

P.C.

1. This application is taken out to condone the delay of 266 days in filing an appeal from the order dated 15th June, 2017 passed by the Customs, Excise and Service Tax Appellate Tribunal.

2. From the perusal of the affidavit-in-reply in support of the motion, we note that the large part of the aforesaid delay was

attributable to the applicant pursuing a miscellaneous application for rectification.

3. Mr. Jetly, learned Counsel appearing for the Revenue, on instructions, states that the Revenue has no objection if the delay is condoned.

4. In the above view, Notice of Motion is allowed in terms of prayer clause (a)

(M.S. SONAK, J.) **(M.S. SANKLECHA, J.)**