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

**NOTICE OF MOTION NO. 770 OF 2019
IN
CUSTOM APPEAL (L) NO. 30 OF 2019**

The Pr. Commissioner of Customs (General) ... Applicant

In the matter between

The Pr. Commissioner of Customs (General) ... Appellant

Vs.

Micro Clearing Agency (CHA No.11/1132) ... Respondent

.....

Mr. Pradeep S. Jetly for the Applicant/Appellant.

Ms.Priyanka J. Maru for the Respondent.

.....

**CORAM : NITIN JAMDAR &
M.S.KARNIK, JJ.**

DATE : 18 DECEMBER 2019

P.C.:-

By this Notice of Motion the Applicant seeks condonation of delay of 32 days in filing the Appeal. In spite of service of Notice of Motion and Affidavit on the Respondent on 23 August 2019, no reply is filed. Learned counsel for the Respondent orally opposes the Notice of Motion.

2. We have considered the averments made in the Notice of Motion, which are gone uncontroverted. Considering these averments we find sufficient cause is made out to condone the delay of 32 days in filing the Appeal. Accordingly, Notice of Motion is allowed. The delay in filing the Appeal stands condoned.

(M.S.KARNIK, J.)

(NITIN JAMDAR, J.)

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