

Pradnya Bhogale

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
CENTRAL EXCISE APPEAL NO. 75 OF 2019**

The Commissioner of CGST & Central Excise, Mumbai (West)	..Appellant
vs.	
Sasan Power Limited	..Respondent

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Mr. Ram Ochani for Appellant.
Mr. Sparsh Prasad I/b. P.K. Shetty for Respondent.

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

DATE : 22 JANUARY 2020

P.C.:-

This Appeal was adjourned by order dated 3 July 2019 awaiting decision of the Larger Bench of this Court in Central Excise Appeal No.130 of 2017. The decision of the Larger Bench is rendered on 6 December 2019 on the aspect of taxability whether the Appeal would lie in the High Court. In view of the decision of the Full Bench the Appeal will not lie in the High Court.

2. The Appeal is accordingly disposed of as not maintainable.

(M.S.KARNIK, J.)

(NITIN JAMDAR, J.)