

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO. 6628 OF 2003

COMMNR. OF CENTRAL EXCISE, JAIPUR ...Appellant

VERSUS

M/S. HINDUSTAN ZINC LTD. ...Respondent

O R D E R

This appeal is preferred against the order dated 06th September, 2002 passed by Customs, Excise and Gold (Control) Appellate Tribunal (hereinafter referred to as 'CEGAT' for short) in the rectification application which was preferred by the Department. By the said order, the CEGAT has dismissed the application with the observations that the issue raised in the rectification application was not argued at the time of hearing of the main case. This aspect could not be disputed by the learned senior counsel appearing for the Department.

Having regard to the above, we do not find any error in the order dated 06th September, 2002 passed by CEGAT.

This appeal is, accordingly, dismissed.

....., J.
[A.K. SIKRI]

....., J.
[ROHINTON FALI NARIMAN]

New Delhi;
March 10, 2015.

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 6628/2003

COMMNR. OF CENTRAL EXCISE, JAIPUR

Appellant(s)

VERSUS

M/S. HINDUSTAN ZINC LTD.

Respondent(s)

(with interim relief and office report)

Date : 10/03/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Appellant(s)

Mr. K. Radhakrishnan, Sr. Adv.

Mr. T. C. Sharma, Adv.

Mr. T. A. Khan, Adv.

Mr. B. Krishna Prasad, Adv.

For Respondent(s)

Mr. V. Lakshmikumaran, Adv.

Mr. M. P. Devanath, Adv.

Mr. Vivek Sharma, Adv.

Mr. L. Charanaya, Adv.

Mr. Aditya Bhattacharya, Adv.

Mr. Prashanth S. Shivadass, Adv.

Mr. Rajesh Kumar, Adv.

UPON hearing the counsel the Court made the following
O R D E R

The appeal is dismissed in terms of the signed order.

(Nidhi Ahuja)
COURT MASTER(Suman Jain)
COURT MASTER

[Signed order is placed on the file.]