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SLP(C)... 4030-4031 OF 2003
ITEM No.30

Court No. 5

SECTION III

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal(Civil)...CC 4030-4031/2003

(From the judgement and order dated 28/05/2002 in FO 726/02
AN 191/02,AN 192/02 of The CENTRAL EXCISE & GOLD APPLLETTE TRIBUNAL)

COMMNR. OF CUSTOMS ICD, NEW DELHI

Petitioner (s)

VERSUS

M/S. ASIAN EXPORTS & ANR.
With I.A.1-2 (C/delay in filing SLP)

Respondent (s)

Date : 05/05/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N. SANTOSH HEGDE
HON'BLE MR. JUSTICE B.P. SINGH

For Petitioner (s) Mr. Soli J. Sorabjee,AG
Ms. Nisha Bagchi,Adv.
Mr. B. Krishna Prasad,Adv.

For Respondent (s)

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

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.SP2

There is delay of 126 days in preferring these Special Leave Petitions. From the explanation given we find that the order of the Tribunal was received by the appellant on 30th July, 2002 and the same was sent to the Ministry only on 26th December,2002 and no explanation whatsoever has been given for this five months' delay in sending the copy by the Tribunal to the concerned Ministry. We do not think that we can condone the delay as prayed for in these petitions. On the facts mentioned therein, we dismiss these Special Leave Petitions on the ground of unexplained delay.

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(Ganga Thakur)
P.S.to Registrar

(Prem Prakash)
Court Master