

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 2640 OF 2005

COMMISSIONER OF CENTRAL EXCISE, CHENNAI ... Appellant

VERSUS

M/S. DUROFLEX LTD. ... Respondent

O R D E R

The issue raised in this appeal pertaining to the admissibility of exemption notification No. 115/75 is directly covered by the judgment of this court in '*Bombay Oil Industries Limited v. Commissioner of Central Excise*' [1997 (91) ELT 538 (S.C.)] which has rightly been relied upon by the Customs, Excise and Service Tax Appellate Tribunal in the impugned judgment. We, thus, find no merit in this appeal which is, accordingly, dismissed.

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

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

New Delhi;
May 07, 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). 2640/2005

COMMISSIONER OF CENTRAL EXCISE, CHENNAI

Appellant(s)

VERSUS

M/S. DUROFLEX LTD.

Respondent(s)

(with office report)

Date : 07/05/2015 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. Arijit Prasad, Adv.

Ms. Sunita Rani Singh, Adv.

Mr. B. Krishna Prasad, Adv.

For Respondent(s)

Mr. Joseph Pookkatt, Adv.

Ms. Awantika Manohar, Adv.

Mr. Prashant Kumar, Adv.

Mr. Dhawesh Pahuja, Adv.

Mr. Prashant 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.]