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C.A.No. 3709-3710 OF 2000
.UP 10 2; Draft, smtst; -n -PA4 -dFX-NORMAL -y -e; dumbp
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ITEM No.103 Court No. 7 SECTION III

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

Civil Appeal Nos. 3709-3710 of 2000

Commissioner of Central Excise, Jaipur Appellant (s)

VERSUS

M/s. M. Tex & Anr. Respondent (s)
(With appln.(s) for permission to place addl. documents on record)
(With Office Report)

With
C.A.No. 555/2001 (with appln.(s) for ex-parte stay and office report)
C.A. Nos.830-841/2001, 428-429/2001, 4045/2001, 4225/22001, 1821/2002,
(with office report) and
C.A.Nos.2177/2001, 2775/2001, 8454/2001, 8112/2001 (with appln.(s) for
ex-parte stay and office report)

Date : 03/10/2002 These Appeal were called on for hearing today.

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

For Appellant (s) Mr. Soli J. Sorabjee, AG.
Ms. Nisha Bagchi, Adv.
Mr. Rajiv Nanda, Adv.
Ms. Smita Inna, Adv.
Mr. B. Krishna Prasad, Adv.

For Respondent (s) Mr. V. Sridharan, Adv.
Mr. V. Balachandran, Adv.
Mr. M.P. Devanath, Adv.
Mr. Alok Yadav, Adv.
Mr. Rajesh Kumar, Adv.

Ms. Meenakshi Arora, Adv.

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

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C.A. Nos.3709-3710, 555/2001, 830-841/2001,
428-429/2001, 2177/2001, 2775/2001, 4045/2001, 8454/2001,
1821/2001 and 8112/2001 are dismissed and C.A.No.4225/2001 is
allowed in terms of the signed order. No costs.

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(Pawan Kumar) (Jasbir Singh)
Court Master Court Master

(signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.3709-3710 OF 2000@@
EE

Commissioner of Central Excise, Jaipur ..Appellant

Vs.

M/s. M. Tex & Anr. ..Respondents

With C.A.Nos.555, 830-841, 428-429, 2775, 4045,4225,8454,2177,
1821 and 8112 of 2001.

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O R D E R@@
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.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J

C.A.Nos.3709-3710/2000, 555/2001,830-841/2001,428-429/2001,
2177/2001, 2775/2001, 4045/2001, 8454/2001, 1821/2001 & 8112/2001.@@
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.SP2

These appeals were adjourned on 30th April, 2002 to facilitate the learned Attorney General to find out whether the facts of the appeals are covered by the Circular of the Central Board of Excise and Custom, New Delhi No.306/22/97-CX dated 20th March, 1997. Learned Attorney General after examining the same today has conceded that the Circular covers the facts of these cases against the Revenue. Therefore, these appeals are dismissed. No costs.

C.A. No.4225/2001.@@
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In view of the order passed in C.A.Nos.3709-3710/2000 etc. and relying upon the above noted Circular the appeal of the assessee is allowed. No costs.

.SP1

.....J.
(N. SANTOSH HEGDE)

.....J.
(B.P. SINGH)

New Delhi,
October 3, 2002.