

**SECTION-IIIB**

**IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION**

**PETITION FOR SPECIAL LEAVE TO APPEAL (C) CC NO. 1960 OF 2017**

**AND**

**INTERLOCUTORY APPLICATION NO. 1 OF 2017**

(Application for condonation of delay in filing Special Leave Petition)

**M/s. D.S.M. Sugar Mansurpur**

**.....Petitioner(s)**

**Versus**

**Commissioner, Customs & Central Excise, Meerut-I**

**.....Respondent(s)**

**OFFICE REPORT**

The matter above-mentioned has been filed by Mr. B. K. Prasad, Advocate on behalf of the Petitioner against the impugned Judgment and final Order dated 27<sup>th</sup> February 2015 passed by the High Court of Judicature at Allahabad in Central Excise Appeal No. 150 of 2011. There is delay of 575 days in filing the Special Leave Petition.

It is submitted that Civil Appeal No. 3976 of 2007 @ Civil Appeal Diary No.15599 of 2007 arising out of similar issue was listed before the Hon'ble Court on 24<sup>th</sup> August, 2007 when the Court while condoning the delay in filing Civil Appeal, has also admitted the appeal and the matter is pending. Copy of the Record of Proceeding dated 24<sup>th</sup> August, 2007, is enclosed herewith.

It is further submitted that Civil Appeal No. 3976 of 2007 was lastly listed before the Hon'ble Court on 19<sup>th</sup> February 2016 when the Court has directed to refer the matter for an appropriate bench and the matter is pending. Copy of the signed order dated 19<sup>th</sup> February 2016 is enclosed herewith.

The matter along-with application above-mentioned is listed before the Hon'ble Court with this Office Report.

Dated this the 27<sup>th</sup> day of January, 2017.

ASSISTANT REGISTRAR

Copy to:-

1. Mr. Rajesh Kumar, Advocate  
80, Lawyer's Chamber,  
A.K. Sen Block, Supreme Court Compound.

ASSISTANT REGISTRAR

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