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C.A.No. 4299-4305 OF 2003
ITEM No.20

Court No. 3

SECTION III
A/N MATTER

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

Civil Appeal No.4299-4305/2003

COMMNR. OF CUSTOMS, KANDLA

Appellant (s)

VERSUS

M/S. ESSAR OIL LTD. & ORS.

Respondent (s)

(With Appln(s). for stay and c/delay in filing rejoinder)(With Office Report)

Date : 12/03/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.C. LAHOTI
HON'BLE DR. JUSTICE AR. LAKSHMANAN

For Appellant (s)Mr. B. Krishna Prasad,Adv.

For Respondent (s)Mr. Harish N. Salve, Sr. Adv.

Mr. D.A. Dave, Sr. Adv.

Mr Mahesh Agarwal, Adv.

Mr. Rishi Agarwal, Adv.

Mr. E.C. Agrawala,Adv.

Mr. M. Chandrasekharan, Sr. Adv.

Mr. Rupesh Kumar, Adv.

Ms. Neelam Sharma, Adv.

Mr. Tara Chandra Sharma,Adv.

Mr. Dewan Parekh, Adv.

Mr. R. N. Karanjawala, Adv.

Ms. Nandini Gore, Adv.

Ms. Jasmine Damkewalia, Adv.

Mrs Manik Karanjawala,Adv.

UPON hearing counsel the Court made the following

O R D E R

The appeal is admitted for hearing.

Hearing expedited.

Until further orders, refund to the respondent No. 1, pursuant to the order of the Tribunal sh all remain stayed. However, we make it clear that in the event of the appeal being dismissed, the amount shall be liable to be refunded with interest calculated at such rate as the Court may deem fit to appoint.

Ritu Chawla

(Radha R. Bhatia)

Court Master