

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO. 5836 OF 2012

| THE COMMISSIONER OF CENTRAL EXCISE, MYSORE | ... | APPELLANT(s) |

| Versus |

| M/S. BHARAT EARTH MOVERS LTD. | ... | RESPONDENT(s) |

O R D E R

We have heard Mr. Mukul Gupta, learned senior counsel for the appellant.

Civil Appeal is dismissed on the ground of delay. Question of law is kept open.

.....J.  
(R.M. LODHA)

.....J.  
(MADAN B. LOKUR)

NEW DELHI  
JULY 29, 2013.

CCE, MYSORE

Appellant (s)

VERSUS

M/S BHARAT EARTH MOVRES LTD.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment,interim stay,condonation of delay in filing appeal and office report )

Date: 29/07/2013 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA  
HON'BLE MR. JUSTICE MADAN B. LOKUR

For Appellant(s) Mr. Mukul Gupta, Sr. Adv.  
Ms. Tanushree Sinha, Adv.  
Ms. Sunita B Rani, Adv. for  
Mr. B. Krishna Prasad,Adv.

For Respondent(s) Mr. Amar Pratap Singh, Adv. for  
Mr. M.P.Devanath,Adv.

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

We have heard Mr. Mukul Gupta, learned senior counsel for the appellant.

Civil Appeal is dismissed on the ground of delay. Question of law is kept open.

|(Pardeep Kumar)  
|Court Master

|(Renu Diwan)  
|Court Master

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[SIGNED ORDER IS PLACED ON THE FILE]