

SECTION-IIIB

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS. 2869 OF 2007

Sterlite Optical Technologies Ltd.

.....Appellant

Versus

Commissioner of Customs & Central Excise

.....Respondents

OFFICE REPORT

The matter above-mentioned was listed before the Hon'ble Court on 10th November 2016, when the court was pleased to pass the following order :

“ **Heard in part.**

Mr. Radhakrishnan, learned senior counsel appearing for the Union of India shall obtain instructions with regard to the notification dated 26.05.1984 which has been rescinded by notification dated 31.03.2003. We have required him to obtain instructions as it is submitted by Me. Bagaria, learned senior counsel appearing for the assessee-appellant that the notification which was in force used the words 'allowed to be sold in India' and, therefore, the assessee is entitled to get the benefit. According to Mr. Bagaria, when the notification continued, the assessee was under the impression that the notification was still in existence and he can claim the benefits accordingly till the notification stood rescinded.

Let the matter be listed on 17.11.2016 for further hearing.”

It is submitted that counsel for the appellant has not furnished the fresh address of the sole respondent so far.

It is further submitted that Mr. B. K. Prasad, counsel for the appellant has on 8.11.2016 filed statement of case on behalf of appellant.

The matter above-mentioned is listed before the Court of Registrar with this Office Report for order.

Dated this the 16th day of November, 2016.

ASSISTANT REGISTRAR

Copy to:-

1. Mr. B.K. Prasad, Advocate
Central Agency Section.

ASSISTANT REGISTRAR