

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petitions for Special Leave to Appeal (C) Nos.24032-24033/2011  
(From the judgment and order dated 19/01/2010 in WP No.18/2010,WP  
No.53/2010 of The HIGH COURT OF BOMBAY)

UNION OF INDIA & ANR. Petitioner(s)

VERSUS

ASHOKKUMAR H. FULWADHYA ETC. Respondent(s)

(With appln(s) for c/delay in filing SLP and exemption from filing c/c of  
the impugned order)

Date: 17/09/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN  
HON'BLE MR. JUSTICE MADAN B. LOKUR

For Petitioner(s)            Mr. A.S. Chandhiok, ASG  
                                 Mr. Mukul Gupta, Sr. Adv.  
                                 Ms. Sunita Rani Singh, Adv.  
                                 Mr. A.K. Sharma, Adv.  
                                 for Mr. B. Krishna Prasad, Adv.

For Respondent(s)         Mr. H.G. Dharmadhikari, Adv.  
                                 Mr. Palash H Dharmadhikari, Adv.  
                                 Mr. R.K. Srivastava, Adv.  
                                 Mr. Rajesh Kumar, Adv.

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

Regard being had to the fact that the impugned order was  
passed by the High Court as far back as on 19th January, 2010,  
we deem it proper and expedient to dispose of these petitions  
with a direction to the Customs, Excise and Service Tax  
Appellate Tribunal, West Zonal Bench, Mumbai to take up  
the main appeals, being appeal Nos. E/837/08-Mum, E/838/08-  
Mum and E/839/08-Mum for final disposal without insisting  
on pre-deposit of 25% of the amount of

..2/-

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penalty levied on the respondents herein, as expeditiously as  
possible. Needless to add that all the appeals shall be  
considered by the Tribunal in accordance with law, uninfluenced  
by any observation in the impugned order.

The special leave petitions stand disposed of accordingly.

	[ Charanjeet Kaur ]		[ Kusum Gulati ]	
Court Master	Court Master			