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C.A.No. 53 OF 2001
.UP 10 2; Draft, smtst; -n -PA4 -dFX-NORMAL -y -e; dumbp
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PART-HEARD@@
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ITEM No.102 COURT No. 2 SECTION III

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.53 of 2001.@@
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Commissioner of Central Excise, Pune-I Appellant

VERSUS

Telco Limited, Pimpri, Pune Respondent

(With appln.(s) for ex-parte stay and office report)

Date : 13/03/2001 This appeal was called on for hearing today

CORAM :

HON'BLE MR. JUSTICE S.P. BHARUCHA
HON'BLE MR. JUSTICE N.SANTOSH HEGDE
HON'BLE MR. JUSTICE Y.K. SABHARWAL

For Appellant (s) Mr. Mukul Rohtagi,ASG.
Mr. T.L.V. Iyer,Sr.Adv.
Mr. Hemant Sharma,Adv.
Ms. Nisha Bagchi,Adv.
Mr. B.Krishna Prasad,Adv.

For Respondent(s) Mr. V. Lakshmikumaran,Adv.
Mr. R.N. Karanjawala,Adv.
Ms. Nandini Gore,Adv.
Mr. B. Lakshmi Narasimhan,Adv.
Mr. Raj Kumar,Adv.
Mrs.Manik Karanjawala,Adv.

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

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The civil appeal is dismissed.

No order as to costs.

(T.I. Rajput)
Court Master

(Shelly Sengupta)
Court Master

(Signed order is placed on the file)

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

Civil Appeal No. 53 of 2001@@
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Commissioner of Central Excise, Pune-I ...Appellant (s)

Versus~

Telco Limited, Pimpri, PuneRespondent (s)

O R D E R@@
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We have heard learned counsel and seen the relevant papers, including the owner's manual and service book. We are not at all satisfied that there is any payment, whether before or after, in regard to labour for the free service that the dealer renders to cars of the respondent's manufacture.

The civil appeal is dismissed.

No order as to costs.

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.....J.
(S.P. Bharucha)@@
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.....J.
(N.Santosh Hegde)@@
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.....J.
(Y.K. Sabharwal)@@
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New Delhi,
March 13, 2001.