

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. 8580 OF 2003

COMMNR. OF CENTRAL EXCISE, BANGALORE-II

Appellant (s)

VERSUS

M/S.UNISTAR MECHANICAL ENGGNG.CO.PVT.LTD

Respondent(s)

(With appln(s) for stay and office report)

Date: 08/02/2005 This Appeal was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE RUMA PAL
HON'BLE MR. JUSTICE ARIJIT PASAYAT
HON'BLE MR. JUSTICE C.K. THAKKER

For Appellant(s)

Mr. K.Swami,Adv.
Mr.K.K.Dhawan,Adv.
Mr.P.Parmeswaran,Adv.
Mr. B. Krishna Prasad,Adv.

For Respondent(s)

Mr. Braj Kishore Mishra,Adv.
Ms. Aparna Jha,adv.
Mr.Abhishek Singh,adv.

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

The appeal is allowed in terms of the signed
order.

[SUMAN WADHWA]
COURT MASTER

[MADHU SAXENA]
COURT MASTER

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.8580 OF 2003

Commnr. Of Central Excise,
Bangalore-II

.. Appellant

vs.

M/s. Unistar Mechanical Enggng.

Co.Pvt.Ltd.

.. Respondent

O R D E R

The issue raised in this appeal has been decided against the assessee and in favour of the appellant by this Court in Collector of Central Excise, Baroda vs. L.M.P.Precision Engg.Co.Ltd. (2004 (9) SCC 703). The appeal is accordingly allowed in terms of that judgment.

.....J.
(RUMA PAL)

.....J.
(ARIJIT PASAYAT)

.....J.
(C.K.THAKKER)

New Delhi;
February 8, 2005.