

:
SLP(C)No. 21886 OF 2003
ITEM No.56

Court No. 8

SECTION III
A/N MATTER

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.21886/2003

(From the judgement and order dated 11/09/2003 in WP 998/03
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

COMMNR.,CUSTOMS & CENTRAL EXCISE & ORS.

Petitioner (s)

VERSUS

M/S. D.B. EXPORTS & ANR.

Respondent (s)

(With prayer for interim relief and office report)

Date : 09/02/2004 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.N. VARIAVA
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s)Mr. Dileep Tandon, Adv.
Mr. B. Krishna Prasad,Adv.

For Respondent (s)Mr. Gourav K. Banerji, Sr. Adv.
Mr. Kavin Gulati, Adv.
Mr. Kamendra Mishra, Adv.
Mr. Rajeev Kumar Dubey, Adv.
Mr. Sanjay Visen, Adv.

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

Leave granted.

The appeal stands disposed of in terms of the signed order. No order as to costs.

(K.K. Chawla)
Court Master

(Kanwal Singh)
Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.877 OF 2004
(ARISING OUT OF SLP (CIVIL) NO.21886 OF 2003

COMMNR.,CUSTOMS & CENTRAL EXCISE & ORS.

Appellant (s)

VERSUS

M/S. D.B. EXPORTS & ANR.

Respondent (s)

O R D E R

Leave granted.

By consent of the parties, the impugned order is set aside and the matter is remitted back to the High Court for deciding the same on merits. Till the disposal of the petition, there will be no release of the raw material. The appeal stands disposed of accordingly. No order as to costs.

.....J.
(S.N. Variava)

.....J.
(H.K. Sema)
New Delhi;
February 09, 2004.