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C.A.No. 178 OF 2002
ITEM No.1

Court No.10

SECTION III

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

I.A.No.1 In
Civil Appeal No.178/2002

MEGNA JUTE MILLS

Appellant (s)

VERSUS

COMMNR. OF CENTRAL EXCISE, KOLKATA

Respondent (s)

(With Appln(s). for ex-Parte stay)
(With Office Report)

With

I.A.No.1 in CA No.199/2002 (For stay)
I.A.No.1 in CA No.345/2002 (For stay)
I.A.No.1 in CA No.380/2002 (For stay)
I.A.No.1 in CA No.528/2002 (For Stay)

Date : 08/01/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SHIVARAJ V. PATIL
HON'BLE MR. JUSTICE ARIJIT PASAYAT

For Appellant (s) Mr. A.N. Haksar, Sr. Adv.,
Ms. S. Choudhary, Adv.
Mr. Suman Jyoti Khaitan, Adv.

For Respondent (s) Mr. Raju Ramachandran, ASG
Mr. B. Krishna Prasad, Adv.

UPON hearing counsel the Court made the following

O R D E R

.....L.....I.....T.....T.....T.....T.....T.....T..J.
.SP2

Heard learned counsel for the parties.

In the light of Notification No.33/2002 NT dated 30-09-2002 clarifying Levy of Excise Duty u/s 3 on Jute Products, it is not disputed that the impugned order can not be sustained. In this view, the appeals are allowed. The impugned order is set aside.

.SP1

(R.K. Dhawan)
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.178 OF 2002@@
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Megna Jute Mills

Appellant(s)

versus

Commnr. of Central Excise, Kolkata

Respondent(s)

WITH@@
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C.A.Nos.199,345,380 & 528 of 2002@@
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O R D E R@@
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.....L.....I.....T.....T.....T.....T.....T.....T..J.
.SP2

Heard learned counsel for the parties.
In the light of Notification No.33/2002 NT dated
30-09-2002 clarifying Levy of Excise Duty u/s 3 on Jute
Products, it is not disputed that the impugned order can
not be sustained. In this view, the appeals are allowed.
The impugned order is set aside.

.SP1

.....J
(SHIVARAJ V. PATIL)

.....J
(ARIJIT PASAYAT)

New Delhi,
January 8, 2003.