

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)...../2011
CC 14279/2011

(From the judgement and order dated 11/02/2010 in TA No.320/200
of The HIGH COURT OF GUJARAT AT AHMEDABAD)

COMMR.OF CUSTOMS KANDLA

Petitioner(s)

VERSUS

VARSHA POLY PRODUCTS P.LTD.
WITH I.A. No. 1(C/Delay in filing SLP)

Respondent(s)

Date: 05/09/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. Rohinton F. Nariman, S.G.
Mr. Ritin Rai, Adv.
Ms. Shalini Kumar, Adv.
Mr. Siddhartha Jha, Adv.
Mr. B. Krishna Prasad, Adv.

For Respondent(s)

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

One of the contentions urged by the learned Solicitor General is that as on 21st December, 2000, when adjustment of refund of Rs.58,90,594/-, as directed by the Commissioner (Appeals) vide order dated 30th June, 2000, was made against a pending demand of Rs. 6.87 crores, created by virtue of notice dated 30th October, 2000, there was no stay against the recovery of the demand of Rs. 6.87 crores.

In view of the submission, let notice issue in the application seeking condonation of delay as well as in the special leave petition.

[Charanjeet Kaur]
Court Master

[Kusum Gulati]
Court Master