

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO(S).5352/2008  
COMMISSIONER OF CENTRAL EXCISE, SURAT-II APPELLANT(S)  
VERSUS  
M/S. SPECIAL PROJECT FINANCE (I)PVT. LTD. RESPONDENT(S)  
WITH  
C.A. No. 6412/2008

O R D E R  
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The Tribunal while deciding the issue in favour of the assessee referred to its earlier judgment in the case of M/s. Amitex Silk Mills Pvt. Ltd . [2006(72)RLT11 (CESTAT-Del.)]. Appeals filed challenging the said judgment, being Civil Appeal No(s) 594-595/2008, have been dismissed by this Court on 18.11.2015 relying upon the judgment in the case of M/s. Virlon Textile Mills Ltd. vs. Commissioner of Central Excise Bombay , (2007) 4 SCC 440. Following the above said judgment of this Court, these appeals are, accordingly, dismissed.

.....J.  
[A.K. SIKRI]

.....J.  
[ROHINTON FALI NARIMAN]  
NEW DELHI;  
AUGUST 08, 2016.

ITEM NO.308 COURT NO.11 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(s). 5352/2008  
COMMISSIONER OF CENTRAL EXCISE, SURAT Appellant(s)  
VERSUS  
M/S. SPECIAL PROJECT FINANCE(I) PVT. LTD. Respondent(s)  
WITH

C.A. No. 6412/2008  
Date : 08/08/2016 These appeals were called on for hearing today.  
CORAM : HON&#39;BLE MR. JUSTICE A.K. SIKRI  
HON&#39;BLE MR. JUSTICE ROHINTON FALI NARIMAN  
For Appellant(s) Mr. A.K. Sanghi, Sr. Adv.  
Ms. B. Sunita Rao, Adv.  
Mr. T.N. Singh, Adv.  
Mr. Anurag, Adv.  
Mr. B. Krishna Prasad, Adv.

For Respondent

UPON hearing the counsel the Court made the following

O R D E R

The civil appeals are dismissed in terms of the signed order.  
Application(s) pending, if any, shall stand disposed of accordingly.

(Ashwani Thakur) (Tapan Kr. Chakraborty )  
COURT MASTER COURT MASTER  
(Signed order is placed on the file)