

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

SPECIAL LEAVE PETITION (C) NO.20334/2009

B.S.N.L.

...Appellant(s)

Versus

Commissioner of Central Excise & Customs

...Respondent(s)

WITH CIVIL APPEAL NO. OF 2009  
(Dy.No.27705/2009)

O R D E R

Delay condoned in filing the Civil Appeal.

Since filing of this Special Leave Petition, Section  
35-G of the Central Excise Act has been amended.

In the

circumstances, leave is granted to the petitioner to move the

High Court on the basis of the amended provision for

condonation of delay in filing the Tax Appeal before the High

Court. In the circumstances, Civil Appeal does not survive.

Subject to above, the Special Leave Petition and the  
Civil appeal stand disposed of.

Stay to continue for four weeks to enable the  
petitioner to move the High Court.

.....J.  
(S.H. KAPADIA)

.....J.  
(AFTAB ALAM)

New Delhi,  
October 19, 2009.  
ITEM NO.50

COURT NO.2

SECTION III

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(s).20334/2009

(From the judgement and order dated 06/07/2009 in ATC No.25/2009  
of the HIGH COURT OF CHATTISGARH AT BILASPUR)

B.S.N.L.

Petitioner(s)

VERSUS

COMMR.CEN.EXC.& CUSTOMS

Respondent(s)

(With prayer for interim relief)

WITH Appeal Civil D NO. D27705 of 2009

(With appln.(s) for c/delay in filing appeal and office report)

Date: 19/10/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA

HON'BLE MR. JUSTICE AFTAB ALAM

For Petitioner(s) Mr. Altaf Ahmed, Sr.Adv.  
Mr. Dharmendra Kumar Sinha,Adv.

For Respondent(s)

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

Delay condoned in filing the Civil Appeal.

Special Leave Petition and Civil appeal stand  
disposed of in terms of the signed order.

Stay to continue for four weeks to enable the  
petitioner to move the High Court.

(N. ANNAPURNA)  
COURT MASTER

(MADHU SAXENA)  
COURT MASTER

(Signed order is placed on the file)