

â

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

I.A.No.1/2009 IN CIVIL APPEAL NO.6747/2008

Commissioner of Central Excise, Meerut-I ...Appellant(s)

Versus

M/s Sant Steel & Alloys (P) Ltd. ...Respondent(s)

AND

I.A.No.2/2009 IN CIVIL APPEAL NO.6747/2008

Commissioner of Central Excise, Meerut-I ...Appellant(s)

Versus

M/s Bhagyashree Steel & Alloys Pvt.Ltd. ...Respondent(s)

O R D E R

We find no merit in these applications. There is no need to recall our order dated 21st November, 2008. However, we may clarify that it would be open to the assessee(s) to challenge the validity of Rule 96ZO of the Central Excise Rules, if so advised, in accordance with law.

The Interlocutory Applications are, accordingly, disposed of.

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

.....J.
(AFTAB ALAM)

New Delhi,
December 14, 2009.
ITEM NO.2

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

I.A.No.1-2 in
CIVIL APPEAL NO. 6747 OF 2008

COMMR.OF CENTRAL EXCISE, MEERUT-1 Appellant (s)

VERSUS

M/S SANT STEEL & ALLOYS(P) LTD. & ANR. Respondent(s)

(For modification/clarification and office report)

Date: 14/12/2009 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA
HON'BLE MR. JUSTICE AFTAB ALAM

For Appellant(s) Mr. Mohan Parasaran, ASG.
Mr. Mohd. Mannan, Adv.

Mr. A.K. Srivastava, Adv.
Mr. B.V. Balaram Das, Adv.

For Respondent(s)
-Applicants:

Mr. M.L. Lahoty, Adv.
Mr. Rajesh Kumar, Adv.
Mr. Paban K. Sharma, Adv.

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

I.As. are disposed of in terms of the signed
order.

(N. ANNAPURNA)
COURT MASTER

(MADHU SAXENA)
COURT MASTER

(Signed order is placed on the file)