

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.3757 OF 2015
(Arising out of SLP(C)No.2613 of 2009)

COMMISSIONER OF CUSTOMS(PORT)
KOLKATA

...APPELLANT(S)

VERSUS

M/S. EASTERN SILK INDUSTRIES LTD.

...RESPONDENT(S)

WITH

CIVIL APPEAL NO.3758 OF 2015
(Arising out of SLP(C) No.2696 of 2009)

O R D E R

1. These appeals are directed against the judgment and order passed by the High Court in Custom Appeal Nos.19 and 20 of 2007, dated 10.01.2008. By the impugned judgment(s) and order(s), the High Court dismissed the appeals filed by the appellant(s) on the ground of delay.

2. We have carefully perused the applications

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filed by the appellant before the High Court for

NEETU KHAJURIA
Date: 2015.04.23
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Reason:

condonation of delay of 242 days in filing the

2

appeals. We are satisfied with the reasons given by the appellant in the application for delay. In our opinion, the High Court ought to have condoned the delay and should have decided the appeals on merits. Since, this has not been done by the High Court, we take exception of the said order(s).

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

Leave granted.

4

The appeals are allowed in terms of the
signed order.

(Neetu Khajuria)
Sr.P.A.

(Vinod Kulvi)
Assistant Registrar

(Signed order is placed on the file.)