

ITEM NO.9 REGISTRAR COURT. 2 THROUGH VIDEO CONFERENCE
SECTION XVII-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

BEFORE THE REGISTRAR SH. VINOD SINGH RAWAT

IA 43411/2021, 43412/2021, 43413/2021, in CIVIL APPEAL Diary No(s).
3973/2021

THE COMMISSIONER OF CUSTOMS (PREVENTIVE) KOLKATA Petitioner(s)

VERSUS

VISHAL TRADERS

Respondent(s)

IA No. 43411/2021 - CONDONATION OF DELAY IN FILING APPEAL
IA No. 43413/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT
IA No. 43412/2021 - STAY APPLICATION)

WITH

Diary No(s). 5179/2021 (XVII-A)
([TO BE TAKEN UP ALONG WITH Diary No. 3973-2021]
IA No. 39128/2021 - CONDONATION OF DELAY IN FILING APPEAL
IA No. 39130/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT
IA No. 39129/2021 - STAY APPLICATION)

Diary No(s). 8434/2021 (XVII-A)
(IA FOR CONDONATION OF DELAY IN FILING ON IA 68599/2021
FOR EX-PARTE STAY ON IA 68600/2021
FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
68601/2021
IA No. 68599/2021 - CONDONATION OF DELAY IN FILING
IA No. 68600/2021 - EX-PARTE STAY
IA No. 68601/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT)

Diary No(s). 8435/2021 (XVII-A)
(IA FOR CONDONATION OF DELAY IN FILING ON IA 61268/2021
FOR STAY APPLICATION ON IA 61269/2021
FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
61270/2021
IA No. 61268/2021 - CONDONATION OF DELAY IN FILING
IA No. 61270/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT
IA No. 61269/2021 - STAY APPLICATION)

Diary No(s). 8441/2021 (XVII-A)
 (IA
 FOR CONDONATION OF DELAY IN FILING APPEAL ON IA 68478/2021
 FOR EX-PARTE STAY ON IA 68479/2021
 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
 68480/2021
 IA No. 68478/2021 - CONDONATION OF DELAY IN FILING APPEAL
 IA No. 68479/2021 - EX-PARTE STAY
 IA No. 68480/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT)

Diary No(s). 8444/2021 (XVII-A)
 (IA
 FOR STAY APPLICATION ON IA 75656/2021
 FOR CONDONATION OF DELAY IN FILING ON IA 75659/2021
 IA No. 75659/2021 - CONDONATION OF DELAY IN FILING
 IA No. 75656/2021 - STAY APPLICATION)

Diary No(s). 8705/2021 (XVII-A)
 (FOR CONDONATION OF DELAY IN FILING APPEAL ON IA 71023/2021
 FOR EX-PARTE STAY ON IA 71024/2021
 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
 71025/2021
 IA No. 71023/2021 - CONDONATION OF DELAY IN FILING APPEAL
 IA No. 71024/2021 - EX-PARTE STAY
 IA No. 71025/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT)

Diary No(s). 8709/2021 (XVII-A)
 (IA No.73584/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT and IA No.73583/2021-EX-PARTE STAY and IA No.73582/2021-
 CONDONATION OF DELAY IN FILING APPEAL)

Diary No(s). 8710/2021 (XVII-A)
 (IA FOR CONDONATION OF DELAY IN FILING APPEAL ON IA 64901/2021
 FOR STAY APPLICATION ON IA 64902/2021
 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
 64903/2021
 IA No. 64901/2021 - CONDONATION OF DELAY IN FILING APPEAL
 IA No. 64903/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
 JUDGMENT
 IA No. 64902/2021 - STAY APPLICATION)

Diary No(s). 8715/2021 (XVII-A)
 (IA FOR CONDONATION OF DELAY IN FILING ON IA 67546/2021
 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
 67547/2021
 FOR STAY APPLICATION ON IA 67548/2021

IA No. 67546/2021 - CONDONATION OF DELAY IN FILING
IA No. 67547/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT
IA No. 67548/2021 - STAY APPLICATION)

Diary No(s). 8738/2021 (XVII-A)
(IA No.66599/2021-CONDONATION OF DELAY IN FILING and IA
No.66602/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
and IA No.66601/2021-STAY APPLICATION)

Diary No(s). 14491/2021 (XVII-A)
(IA No.81534/2021-CONDONATION OF DELAY IN FILING and IA
No.81536/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
and IA No.81535/2021-STAY APPLICATION)

Diary No(s). 17365/2021 (XVII-A)
(IA No.96211/2021-CONDONATION OF DELAY IN FILING and IA
No.96212/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
and IA No.96213/2021-STAY APPLICATION.)

Diary No(s). 20529/2021 (XVII-A)
(IA No.112265/2021-CONDONATION OF DELAY IN FILING and IA
No.112268/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
and IA No.112267/2021-EX-PARTE STAY)

Date : 07-01-2022 These matters were called on for hearing today.

For Petitioner(s) Ms. Reena Pandey Adv
Mr. Mukesh Kumar Maroria, AOR

For Respondent(s)
Mr. Kunal Chatterji, AOR
Ms. Maitrayee Banerjee, Adv.
Mr. Rohit Bansal, Adv

UPON hearing the counsel through Video Conference, the
Court made the following

O R D E R

C.A. D.No. 17365/2021

Fresh matter.

C.A. D.Nos. 5179 and 8705/2021

The office report indicates that all the respondents have already filed the counter affidavit. Ld. Counsel for appellant has filed affidavit of valuation and deficit Court fee. Viewed thus, the matter shall be processed for listing before the Hon'ble Court, under the rules.

C.A. D.No. 8715/2021

Ld. Counsel for appellant has filed affidavit of valuation and deficit Court fee.

Service of notice is complete on the sole respondent but no one has entered appearance on his behalf.

However, Mr. Kunal Chatterji, Ld. Advocate has appeared on behalf of the sole respondent. He seeks and is given one week's time to file the vakalatnama and four weeks time to file the counter affidavit.

C.A. D.No. 8738/2021

The office report indicates that the sole respondent has already filed the counter affidavit. Ld. Counsel for appellant shall within a period of one week file affidavit of valuation and deficit Court fee.

C.A. D.No. 3973/2021

Ld. Counsel for appellant shall within a period of four weeks file dasti proof on behalf of sole respondent as well as affidavit of valuation and deficit Court fee.

C.A. D.Nos. 8434,8435 and 8441/2021

As per postal tracking report notice issued to the sole respondent has been received back with postal remarks "Addressee cannot be located". Hence, learned counsel for appellant shall

within a period of two weeks file the fresh particulars of the said respondent and he shall also take fresh steps for the service of notice to him within the same period.

C.A. D.No. 8710/2021

In terms of the Hon'ble Court's order dated 8.10.2021, Ld. Counsel for appellant shall within a period of one week file spare copies. Thereafter notice be issued to Mr. Kunal Chatterjee, Ld. Counsel who has already filed vakalatnama. After receiving notice, four week's time is granted for filing counter affidavit.

Ld. Counsel for appellant shall within a period of four weeks file affidavit of valuation and deficit Court fee.

C.A. D.Nos. 8709, 8444 and 14491/2021

In terms of Hon'ble Court's order dated 8.10.2021, Ld. Counsel for appellant shall file spare copies within a period of one week for issuance of notice as well as file affidavit of valuation and deficit court fee within a period of one week.

C.A. D.No. 20529/2021

In terms of Hon'ble Court's order dated 20.9.2019, Ld. Counsel for appellant shall file spare copies within a period of one week for issuance of notice as well as file affidavit of valuation and deficit court fee within a period of four weeks.

List again on 11.2.2022.

VINOD SINGH RAWAT
Registrar