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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO. 190 OF 2019
IN
CUSTOM APPEAL NO. 5 OF 2019**

The Commissioner of Customs (Export) ..Applicant

IN THE MATTER BETWEEN

The Commissioner of Customs (Export) ..Appellant

vs.

Captain S.S. Sahi ..Respondent

.....

Mr. P.S. Jetly a/w Mr. J.B. Mishra for Applicant/Appellant.

Mr. Chirag Shetty I/b. H.R. Shetty and Associates for Respondent.

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**CORAM : NITIN JAMDAR &
M.S.KARNIK, JJ.**

DATE : 11 FEBRUARY 2020

P.C.:-

By order passed today the Appeal is admitted. By the impugned order the Tribunal set aside the imposition of penalty against the Respondent. There is no question of stay of the same order.

2. Notice of Motion is disposed of.

(M.S.KARNIK, J.)

(NITIN JAMDAR, J.)