

**CUSTOMS,EXCISE & SERVICE TAX APPELLATE TRIBUNAL,
WEST ZONAL BENCH : AHMEDABAD**

REGIONAL BENCH : COURT NO - 2

COD Application No. :-**E/COD/10386/2019**

EXCISE Appeal No. 10992 of 2019-SM

Ganpatbhai Patel

...Appellant

-Versus-

C.C.E.-Ahmedabad-i

...Respondent

Present For the Appellant : Sh. Anil Gidwani (Cons.)

Present For the Respondent : Sh. G. Jha, Superintendent (AR)

DATE OF HEARING : 09/08/2019

ORDER

Sh. Anil Gidwani, Ld. Consultant appearing on behalf of the applicant submits that though the order date is 15.06.2017 but they had not received the order. On 04.01.2019 when the appellant received the letter for recovery of adjudged dues they came to know that some order was passed thereafter they approached the office of the Commissioner (Appeals) on 01.02.2019 and thereafter they received the order copy on 13.02.2019 and appeal was filed on 08.05.2019, therefore, he claimed that there is no delay in filing the appeal.

2. I find that in the letter addressed by the Revenue to the appellant while supplying the copy of the order, it is stated that the order was dispatched on 15.06.2017 accordingly the revenue is directed to submit a report along with the proof of dispatch of the order and receipt thereof by the applicant. The report may be supplied within the period of 4 weeks. List for compliance on **13.09.2019**.

**(Ramesh Nair)
Member (Judicial)**