

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION  
CIVIL APPEAL NO.D34422 OF 2018

COMMISSIONER OF CENTRAL EXCISE AND SERVICE  
TAX COIMBATORE

Appellant(s)

Versus

M/S. MALTANB CONSTRUCTION ENGINEERS (P) LTD. Respondent(s)

O R D E R

Heard learned counsel appearing for the appellant and perused the record.

Considering the fact that there is delay of 207 days in filing and 87 days in re-filing the instant appeal and the tax amount involved is less than Rupees one crore, we decline to interfere.

Accordingly, the appeals are disposed of.

However, the question of law is left open.

As a sequel to the above, pending interlocutory applications, if any, stand disposed of.

.....J  
[A.M. KHANWILKAR]

.....J  
[AJAY RASTOGI]

New Delhi;  
January 28, 2019.

ITEM NO.11

COURT NO.11

SECTION XVII

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

CIVIL APPEAL Diary No(s). 34422/2018

(Arising out of impugned final judgment and order dated 20-12-2017 in ST No. 24/2011 and order 20-12-2017 in ST No. 139/2011 passed by the Customs Excise And Service Tax Apellate Tribunal, South Zonal Bench, Chennai)

COMMISSIONER OF CENTRAL EXCISE AND SERVICE  
TAX COIMBATORE

Petitioner(s)

VERSUS

M/S. MALTANB CONSTRUCTION ENGINEERS (P) LTD.

Respondent(s)

(IA No.8892/2019-CONDONATION OF DELAY IN FILING Appeal and IA No.8895/2019-STAY APPLICATION and IA No.8894/2019-CONDONATION OF DELAY IN REFILING Appeal)

Date : 28-01-2019 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR  
HON'BLE MR. JUSTICE AJAY RASTOGI

For Petitioner(s) Ms. Binu Tamta, Adv.  
Mr. Sanjay Jain, ASG  
Mr. Shekhar Vyas, Adv.  
Mr. B. Krishna Prasad, AOR

For Respondent(s)

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

The appeals are disposed of in terms of the signed order.

As a sequel to the above, pending interlocutory applications, if any, stand disposed of.

(SANJAY KUMAR-II)  
COURT MASTER (SH)

(VIDYA NEGI)  
COURT MASTER (NSH)

(Signed Order is placed on the file)