

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.4311-4313/2018

COMMISSIONER OF CENTRAL EXCISE TIRUCHIRAPPALLI

Appellant(s)

VERSUS

BHARAT HEAVY ELECTRICALS LTD.

Respondent(s)

WITH

CIVIL APPEAL NO.740/2020
[@ Diary No.38758/2019]

O R D E R

Delay condoned.

Leave granted in Diary No.38758/2019.

Learned counsel for the parties fairly state that the issues raised in the present appeals is no more *res integra* in view of the judgment of this Court in Civil Appeal No.8490 of 2009 - *Commissioner of Central Excise v. M/s BHEL* decided on 07.02.2018.

In view of the aforesaid, the appeals are dismissed leaving the parties to bear their own costs.

Pending applications stand disposed of.

.....J.
[SANJAY KISHAN KAUL]

.....J.
[VINEET SARAN]

NEW DELHI;

JANUARY 27, 2020.

ITEM NO.39

COURT NO.11

SECTION XII

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 4311-4313/2018

COMMISSIONER OF CENTRAL EXCISE TIRUCHIRAPPALLI

Appellant(s)

VERSUS

BHARAT HEAVY ELECTRICALS LTD.

Respondent(s)

(IA No.10659/2018-EX-PARTE STAY

WITH

Diary No(s). 38758/2019 (XVII-A)

(IA No.175939/2019-CONDONATION OF DELAY IN FILING and IA No.175942/2019-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.175941/2019-STAY APPLICATION)

Date : 27-01-2020 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

HON'BLE MR. JUSTICE VINEET SARAN

For Appellant(s)

Mr. K. Radhkrishnan, Sr. Adv.
Mr. Merusagar Samantray, Adv.
Mr. Anirudh B., Adv.
Ms. Smita Chaudhury, Adv.
Mr. B. Krishna Prasad, AOR

For Respondent(s)

Mr. S. Nandakumar, Adv.
Mr. R. Sathish Kumar, Adv.
Ms. Deepika Nandakumar, Adv.
Mr. M.S. Saran Kumar, Adv.
Mr. Naresh Kumar, AOR

UPON hearing the counsel the Court made the following

O R D E R

Delay condoned.

Leave granted in Diary No.38758/2019.

The appeals are dismissed in terms of the signed order.

Pending applications stand disposed of.

(ASHA SUNDRIYAL)

COURT MASTER

(ANITA RANI AHUJA)

COURT MASTER

[Signed order is placed on the file]