

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

REVIEW PETITION (CIVIL) NO. 883 OF 2017
IN
CIVIL APPEAL NO. 216 OF 2007

M/S. SEIKO BRUSHWARE INDIA ... Petitioners

VERSUS

COMMISSIONER OF CUSTOMS, MUMBAI-I AND ANR. ... Respondents

O R D E R

Record reveals that the order which is sought to be reviewed is dated 04th September, 2015. Initially, an interlocutory application was filed for modification of that order which was withdrawn with permission to file review petition as the prayers made were in the nature of review. In these circumstances, review petition is filed now and there is a delay of 492 days in filing the same. Normally, when interlocutory application was filed first and thereafter the review, delay because of that reason could have been condoned. However, what we find is that even the interlocutory application was filed eleven months after the judgment in the civil appeal. Therefore, according to us, there is no valid justification for condoning the delay.

Even otherwise, having gone through the review petition and the connected papers, we do not find any merit in the review petition.

The review petition is dismissed on the ground of delay as well as on merits.

....., J.
[A.K. SIKRI]

....., J.
[ROHINTON FALI NARIMAN]

New Delhi;
April 25, 2017.

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

R.P.(C) No. 883/2017 in C.A. No. 216/2007

M/S. SEIKO BRUSHWARE INDIA & ANR.

Petitioner(s)

VERSUS

COMMISSIONER OF CUSTOM MUMBAI-I AND ANR.

Respondent(s)

(With appln. (s) for c/delay in filing review petition and office report)

Date : 25/04/2017 This petition was circulated today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI

HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

By Circulation

UPON perusing papers the Court made the following
O R D E R

The review petition is dismissed on the ground of delay as well as on merits in terms of the signed order.

(Nidhi Ahuja)
Court Master

(Mala Kumari Sharma)
Court Master

[Signed order is placed on the file.]