

**IN THE CUSTOMS, EXCISE & SERVICE TAX
APPELLATE TRIBUNAL
SOUTH ZONAL BENCH, CHENNAI**

Appeal No. E/1186/2004

(Arising out of Order-in-Appeal No.222/2004-CE (SLM) dated 23.4.2004 passed by the Commissioner of Central Excise (Appeals), Salem)

M/s. Chola Textile Process

Appellant

Vs.

CCE, Salem

Respondent

Appearance

Shri T. Ramesh, Advocate for the Appellant

Shri A. Cletus, Addl. Commissioner (AR) for the Respondent

CORAM

Hon'ble Ms. Sulekha Beevi C.S., Member (Judicial)

Date of Hearing / Decision: **23.10.2017**

Final Order No. 42358/2017

The above case has come up for hearing as per the published list.

2. The Id. counsel Shri T. Ramesh submitted that the appellant had approached the Hon'ble High Court against the order of predeposit by filing a writ petition. The writ petition has now been converted into CMA No. 2315/2017 and was heard on 2.8.2017 and order has been reserved. Till now, they have not received the copy of the order and it is not known to



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them when the orders will be pronounced. The appeal is of the year 2004 and it has been pending before the Tribunal. Ahead of the transition of Indirect Tax to GST, this Tribunal has been given a mandate to dispose of all old cases. Viewed in this light, I am of the considered opinion that it would be appropriate and prudent to close the file for the purpose of statistics. I, however, make it clear that the appeal along with stay order / interim orders, if any, will continue before the Tribunal and the matter is closed only for the purpose of statistics. Both sides are at liberty to file application before the Tribunal to reopen the matter as and when the case is disposed by the Hon'ble High Court or in case of any change of circumstance.

3. In the result, the appeal is disposed as file closed.

(Dictated and pronounced in open court)

Sulekha Beevi
(Sulekha Beevi C.S.)
 Member (Judicial)

Rex



प्रमाणित प्रति / Certified True Copy

[Signature]
 सहायक रजिस्ट्रार / Asst. Registrar
 सीमाशुल्क सत्यापन एवं सेवा कर
 अपील अधिकारी / (CESTAT)
 चेन्नई / CHENNAI