

CUSTOMS, EXCISE & SERVICE TAX APPELLATE TRIBUNAL
PRINCIPAL BENCH, WEST BLOCK No.2, R.K.PURAM, NEW DELHI - 110066
CUSTOMS APPEAL BRANCH

Appeal No. C/283 /2009-315 /2009 - CU[DB] C/S/1356-1388/2009

Date 17/08/2009

Assistant Registrar
C.E.S.T.A.T, New Delhi

To :
C.C. LUCKNOW

HALL NO. 3,5TH AND 11TH FLOOR, KENDRIYA
BHAWAN, SECTOR -H, ALIGANH, LUCKNOW 226024.
C.C. LUCKNOW

Appellant

Vs
Respondent

M/S TODAY SYNTHETICS

STAY ORDER NO.C/189-221/09

I am directed to transmit herewith a certified copy of Final order No. C/358-390/ 2009 CU[DB] dated 07.08.09

passed by the Tribunal under Section 129, (B) of the Customs Act, 1962 & Financial Act 1994 relating to Service Tax

Assistant Registrar
(Customs Appeal Branch)

Copy to :

1. Respondent

M/S TODAY SYNTHETICS

YASH COMPLEX, BHILAWARA, RAJASTHAN.

2. Adv. / Consult MR. A.K. DIXIT, ADV.,
113/145, SWAROOP NAGAR,
KANPUR - 208 002.

3 S.D.R

4 J.C.D.R.

5 Bar association, CESTAT, New Delhi

6 Director Publications, Customs, Excise. I.P. Estate, New Delhi

7 M/s Centax Publications Pvt Ltd., 1512-B, Bhishm Pitamah marg, Opp. ICICI Bank of Defence Colony, New Delhi - 3

8 Commercial Laws of India Pvt Ltd. Post Bag No. 1033, No.2(Old No. 36), Vaithyaram Street, T. Nagar, Chennai -17

9 Raghuraman's 44-B, Regal Flat, Shipra Suncity, Indirapuram - 201010, Ghaziabad, DT, U.P.

10 M/s Manupatra Information Solutions Pvt Ltd. Excise & Customs Cases B-37, Sector - 1, Noida - 201301, Gautam Budh Nagar, (UP)

11 M/s. Deeparchie Publications, M-93, Marg. 46, Saket, New Delhi 110017

12 Taxindiaonline.com Pvt.Ltd, B-XI/8183, Vasant Kunj, New Delhi - 110070

13 Taxmann Allied Service Pvt Ltd., 21/35, West Punjabi Bagh, New Delhi - 110026

14 Easy Service Tax Online Dot Com Pvt.Ltd.407A, Iscon Mall, Above Star India Bazar, Satellite Road, Ahmedabad-15

15 LAWCRUX Advisors Pvt Ltd, LA W House, 1-8, Sector - 10, Faridabad 121003 (Harvana)

16 Office Copy

17 Guard file

Assistant Registrar
(Customs Appeal Branch)

- 18 M/S RANHAN SUTITNGS (P) LTD
W-148, RIICO INDI AREA BHILWARA,
RAJASTHAN.
- 28 M/S JAYANT SUTITNGS (P) LTD
1 ST FLOOR, BHILAWARA TEXTILE MKT.
BHILWARA, RAJASTHAN.
- 19 M/S MANGALDEEP TEXTILE (P) LTD
73-NEW CLOTH MARKET, PUR ROAD,
BHILWARA, RAJASTHAN.
- 20 M/S PUSHPAK TEXTILE (P) LTD
56, BHILWARA TEXTILE MKT, PUR ROAD,
BHILWARA, RAJASTHAN.
- 21 M/S M.R. FABRICS
E-19, NAGORI GARDEN,
BHILWARA, RAJASTHAN.
- 22 M/S GITA TEXTILE
SAHEB GANJ, GORAKHPUR, U.P.
- 23 M/S SUDARSHAN SULZ
22/20, AZAD MOHALLA,
BHILAWARA, RAJASTHAN.
- 24 M/S POOJA SYNTHETICS (P) LTD
4-5, TEXTILE MKT. PUR ROAD,
BHILWARA, RAJASTHAN.
- 25 M/S SHREE RAM SYNTHETICS
WAKIL COLONY COLLEGE ROAD,
BHILWARA, RAJASTHAN.
- 26 M/S MADHUKAR SUITINGS
GROUND FLOOR, 47-48, SIRDHI BAZAR,
PUR ROAD, BHILWARA, RAJASTHAN.
- 27 M/S SHIV HARI SYNTHETICS
D-211.II-FLOOR, TEXTILE MKT., PUR ROAD,
BHILWARA, RAJASTHAN.

- 29 M/S MAHESHWARI YARNS
II-FLOOR, BHAIIRAV COMPLEX, PUR ROAD,
BHILWARA, RAJASTHAN.
- 30 M/S SHREE SANWARIA SYNTHETICS
I-C-27 RC, VYAS COLONY,
BHILWARA, RAJASTHAN.
- 31 M/S AGRAWAL BROS.
D/235-236, II ND FLOOR, BHILWARA TEXTILE MKT.
PUR ROAD, BHILWARA, RAJASTHAN.
- 32 M/S HMS TEXTILE
D-1/4C, SECTOR 30, GIDA, SAHJANWA,
BHILWARA, RAJASTHAN.
- 33 M/S LAXMI SUITING (P) LTD.
KANKARIA BUILDING, I-A ROAD,
SARDARPUR, JODHPUR, RAJASTHAN.
- 34 M/S G.S. SUITING
106, NAGORI-GARDEN,
BHILWARA, RAJASTHAN.
- 35 M/S HAPPY LIFE SYNTHETICS
2A-1, PUR ROAD, BHILWARA, RAJASTHAN.
- 36 M/S SAVLON SALUZ (P) LTD
119, NEW CLOTH MKT., PUR ROAD,
BHILWARA, RAJASTHAN.
- 37 M/S GOEL SYNTHETICS
21/22, AMBAJI TEXTILE, MARKET,
AJMER ROAD, BHILWARA, RAJASTHAN.
- 38 M/S ANKUR SULZ PVT. LTD
216-A, SHASTRI NAGAR, SOLANKI TALKIES RD.,
PUR ROAD, BHILWARA, RAJASTHAN.
- 39 M/S MADHAV TEXCOM PVT. LTD
SHIVKIRPA TOWER, PUR ROAD,
BHILWARA, RAJASTHAN.

- 40 M/S MOUNTWAY SUITING PVT. LTD
13-14 NEW COLTH MARKET,,PUR ROAD,
BHILWARA, RAJASTHAN.
- 41 M/S ROYAL SUITING PVT. LTD
ROYAL PALACE,6-S-1, BASANT BIHAR,
BHILWARA, RAJASTHAN.
- 42 M/S ROSHAN SILK MILLS
2, MURLI TEXTILE TOWER,PUR RPAD,,
BHILWARA, RAJASTHAN.
- 43 M/S MANGALIK SILK MILLS
D-116, BHILWARA TEXTILE MARKET,
PUR RPAD,BHILWARA, RAJASTHAN.
- 44 M/S SATYAM SYNCOTEX PVT. LTD.
BHARAT COMPLEX, COLLEGE ROAD,
BHILWARA, RAJASTHAN.
- 45 M/SR.S. TEXTILE
D-123, 1 ST FLOOR, BHILWARA TEXTILEMARKET,
PUR ROAD,BHILWARA, RAJASTHAN.
- 46 M/S KANCHAN WOOLTEX PVT. LTD.,
19-20,BHILWARA TEXTILE MARKET,
PUR ROAD,BHILWARA, RAJASTHAN.
- 47 M/S SILVER STONE SYNTHETICS PVT. LTD.,
23, ANAND CLOTH MARKET, PUR ROAD,
BHILWARA, RAJASTHAN.
- 48 M/S CHAIRMAN SILK MILLS PVT. LTD.,
95 SADAR BAZAR, NEAR HARI BHAI KACHAURI WALA,
GOLE PYAYU CHAURAHA,BHILWARA, RAJASTHAN.
- 49 M/S SIMRAN SYNTHETICS
9-BASMENT, ANAND CLOTH MKT.,
PUR ROAD, BHILWARA, RAJASTHAN.

CUSTOMS, EXCISE & SERVICE TAX APPELLATE TRIBUNAL,
WEST BLOCK NO.II, R.K. PURAM, NEW DELHI-110066.
BENCH-DB

~~CUSTOMS~~ Stay/1356-1388/2009-Cust. Br. in
Appeal No. ~~13~~ 283 to 315/09 (33 Appeals)

Date of Hearing: 28.07.2009
Date of decision: 28.07.2009

CC Lucknow

...Appellant

Vs.

- 1) M/s. Today Synthetics
- 2) M/s. Jayant Suitings (P) Ltd.
- 3) M/s. Ranjan Suiting Pvt. Ltd.
- 4) M/s. Mangaldeep Textiles (P) Ltd.
- 5) M/s. Pushpak Textile (P) Ltd.
- 6) M/s. M.R. Fabrics
- 7) M/s. Geeta Textiles Sulz
- 8) M/s. Sudarshan Sulz
- 9) M/s. Pooja Synthetic (P) Ltd.
- 10) M/s. Shree Ram Synthetics
- 11) M/s. Madukar Suitings
- 12) M/s. Simran Synthetics
- 13) M/s. Shiv Hari Synthetics
- 14) M/s. Maheshwari Yarns
- 15) M/s. Shree Sanwaria Synthetics
- 16) M/s. Agrawal Bros.
- 17) M/s. HMS Textiles
- 18) M/s. Laxmi Suitings (P) Ltd.
- 19) M/s. G.S. Suitings Bhilwara & Others
- 20) M/s. Happy Life Synthetics Bhilwara & Others
- 21) M/s. Savlon Saulz (P) Ltd.
- 22) M/s. Goel Synthetics
- 23) M/s. Ankur Sulz Pvt. Ltd.
- 24) M/s. Madhav Texcom Pvt. Ltd.
- 25) M/s. Mountway Suitings (P) Ltd.
- 26) M/s. Royal Suitings Pvt. Ltd.
- 27) M/s. Roshan Silk Mills
- 28) M/s. Mangalik Silk Mills
- 29) M/s. Satyam Synmcotex (P) Ltd.
- 30) M/s. R.S. Textiles
- 31) M/s. Kanchan Wooltex Pvt. Ltd.
- 32) M/s. Silver Stone Synthetics Pvt. Ltd.
- 33) M/s. Chairman Silk Mills Pvt. Ltd.

...Respondents

Present for the Appellant : Shri. Sunil Kumar, DR
Present for the Respondent: Shri A.K. Dixit, Advocate

Coram: Hon'ble Mr. D.N. Panda, Judicial Member
Hon'ble Mr. Rakesh Kumar, Technical Member

Final Stay Order No C-189-22/09
ORDER NO. C/358-390/09 DATED: 28.07.2009
PER: D.N. PANDA

Both sides agree that similar such matters having a bunch of 33 appeals have been remanded to the Id. Appellate Authority to grant fair opportunity of hearing to the Revenue as well as the other side to resolve the dispute. With the consent of both the sides, we send this bunch of appeal in appeal case Nos. C-283 to 315 of 2009 also back to the respective Id. Commissioner (Appeals) to follow the rule of natural justice and dispose the matters with opportunity to both sides for pleading their case.

In the result, all the stay applications and appeals are disposed in the manner indicated above.

[Dictated & Pronounced in the open Court].

(D.N. PANDA)
JUDICIAL MEMBER

(RAKESH KUMAR)
TECHNICAL MEMBER

Anita