

(Pendency position of Central Excise cases before the High Court as on 31.05.2015)

Sl.No.			Whether Filed by the party or the department	Issue involved(in gist)	Amount involved (Rs. In lakh)	Present status
1			4	5	6	7
1	M/s Assam Polyester Co. Society Ltd. Chandmari, Guwahati -Vs	WP(C) No.4068/99	Party	Challenging rejection of refund by A.C. Guwahati on the ground of limitation.	153.00	
2	Smt. Indu Kumbhat, Director, M/s N E ProjectsLtd -Vs.-U.O.I	WP(C) No.4581/01	do	Against the Show Cause Notice No. DGAE F No. 108/DGAE/CE/2000/58 dated 11/01/2001 issued by the Addl. DGCEI, East Zonal Unit, Calcutta Issue relates to wrong availment of benefit of exemption on Cigarettes under Notn. No. 32/99(C.E) dtd.8.7.99.	---	
3	M/s. Dharampal Satyapal Ltd. vs UOI	WP(C) No.5792/201	do	Writ Petition filed by the assessee before Hon'ble Gauhati High Court for striking down the Clause C (II) of Notification No. 28/2004-CE dt. 09/07/04 and to treat the Escrow Account as Current Account for investment in terms of Notification No. 08/2004-CE read with Notification No. 28/2004 -CE dt.09/07/04.		
4	M/s. Dharampal Satyapal Ltd. vs UOI	Misc. Case No.3355/2010 in WP(C) No.591/2008	do	The Assessee filed the Misc Case Application before Hon'ble Gauhati High Court praying for directions for implementation of the Order dt. 06/01/10 and Order dt. 29/06/10 passed by the Hon'ble Gauhati High Court, Guwahati in WP I No. 591/2008.		
5	M/s. Dharampal Satyapal Ltd. vs UOI	WA No.81/2011	do	The Assessee filed the Writ Application before the Hon'ble Gauhati High Court , Guwahati against the impugned Judgment order dt.10/12/2010 passed by the Hon'ble Gauhati High Court , Guwahati in WP (C) No.750/2010 .		
6	M/s. Dharampal Satyapal Ltd. vs UOI	WP(C) No.4854/2011	do	Writ Appeal filed by the party before the Hon'ble Gauhati High Court, Guwahati against Judgement & Order dt.10.12.2010 passed by the Hon'ble Mr. Justice A. Roy of Guwahati High Court in WP (C) No.749/210.		
7	M/s. Assam Tubes Ltd. vs UOI	C.E. Appeal No.1 of 2012	do	Assessee filed appeal before the Hon'ble Gauhati High Court, Guwahati against the Final Order and Judgment No. A-634 /10 dated 09.12.2010 passed by the CESTAT, Kolkata in Ex. Appeal No. EDM-159/05.	15836(duty) 158.36(Int)	
8	Ashim Ghosal & Anr. Vs UOI	WP(C) No.639/2013	do	A demand notice were issued vide letter dtd 12.6.12 and 14.8.12 for depositing amounting to Rs.980253/- along with an applicable rate of interest of Rs.1780253/- by the jurisdictional Range Superintendent i.e. C.E. Range-III, Guwahati arising out of O-i-O/CCE/Shillong No.12/06 dtd. 31.1.06 issued by the Coos. C.Ex., Shillong against which the assessee filed an W.P. at the Hon'ble Gauhati High Court.	---	
9	M/s. DSL vs UOI	WP(C) No.5434/13	do	The claimed interest for delayed payment of refund.	---	
10	M/s. Abdos Lamitubes (P) Ltd vs UOI	WP(C) No.4436/13	do	The claimed interest for delayed payment of refund.	7.20	
11	M/s. Guwahati Carbon Ltd. & Anr-vs-Central Information Commissioner & ors.	WP(C) No.-----of 2014	do	RTI matters. Writ petition preferred for not to supply third party information to the RTI activist.	---	
12	M/s. Brahmaputra Carbon Ltd. & Ans-vs-UOI & Ors.	WP(C) No.3683 of 2014	do	RTI matters. Writ petition preferred for not to supply third party information to the RTI activist.	---	
13	M/s. DSL-vs-UOI	WP(C) No.5353 of 2014	do	Counter affidavit has been filed vide filling No.528/15 dtd. 20.1.2015 against the judgment order dtd. 06.01.2015.	---	
14	Smit. Barnali Saha vs UOI & ors.	WP(C) No.1645/2015			----	
15	M/s. Issa Industries Vs UOI	WA No.172/12	-do-	Application praying revival of WA No.172/12 in WP(C) No.6935/35 of UOI -VS- M/s. Issa Industries.	----	

1	UOI-vs-WIMCO	R.A No.1/99	Department	A.C Dhubri issued SCN for realization of full value of Rs. 3,37,915/- on 1,40,79,780 Nos. of damaged C.Ex. Stamps. Addl. Commr. (Tech) Shillong vide his order 2/Addl.Colltr./CH-36/CE/95 dtd.17/5/95 confirmed the demand of Rs. 3,37,915/- & imposed penalty of Rs. 50,000/- Assessee filed appeal before Commr. (A), C.Ex. Calcutta. Commr. (A) upheld O-I-O confirming the demand but waived the penalty. Assessee then filed appeal before CEGAT, Cal. against Commr.(A)'s order. The Tribunal vide order dtd. 17/3/98 set aside Commr (A),s order. The Deptt. then filed R.A. No. 48/98 before CEGAT and the same was rejected vide order 9/11/98. Present R.A. is filed against the above CEGAT's orders by the Deptt.. Question of Law involved:- Interpretation of Rule 66 of CER, 1944 in its application to the facts and circumstances is a question of Law.	Duty-3.37 Penalty-0.50	
2	UOI-vs- M/s. Transpower Pvt. Ltd.	WA No.---- /2007 (Filing No. 80945 dt 4/6/07) (Misc. Case No. 3425/2007		Appeal filed against the order dated 1.8.2006 of the Hon'ble Gauhati High Court. The Assistant Commissioner, Central Excise, Guwahati issued letter vide dated 14.07.97 to the petitioner company that as per Central Excise Tariff Act 1985 duty is leviable @ 15% adv under sub-heading no. 7308.00 on tower parts and lattice masts .	---	
3	UOI-vs-DSL	WA No.---/2010 filing Sl.No.132818 dated 2.3.10		Appeal filed by the Deptt before the Division Bench of Gauhati High Court, Guwahati against the impugned Judgement & Order dated 06/01/10 passed by Hon'ble Single Judge of Gauhati High Court Guwahati in WP(C) No.2814 /2008 . Issue relates to the Escrow Accounts.	---	
4	UOI-vs-DSL	WA No.---/2010 filing Sl.No.132811 dated 2.3.10		Appeal filed by the Deptt before the Division Bench of Guwahati High Court, Guwahati against impugned Judgement & Order dated 06/01/10 passed by the Hon'ble Single Judge of Guwahati High Court in WP(C) No.1048/2008 .Issue relates to the Escrow Accounts.	---	
5	UOI-vs-DSL	WA No.223 of 2011 in WP(C) No.3122/2009		Pending, Dept. filed appeal against the judgement dated 26.5.11 passed by the Ghy court in WP© No.3122/09. The issue relates to alleged in action of the dept.in not taking decision under Notification No.8/04 as amended by Notification No.28/04 dated 9.7.04 by neither allowing not rejecting the application of the petitioner for withdrawl of the escrow accounts	---	
6	UOI-VS-PLB Chemicals	App. Sl.No.190980/2012		C. Ex. Appeal filed by the dept. challenging CESTAT order No.A-323-324/Kol/12	17.80	

Pendency position of Service Tax cases before the High Court as on 31.05.2015)

Sl.No.	Name of the party	Case No.	Whether Filed by the party or the department	Issue involved(in gist)	Amount involved	Present status
1	2	3	4	5	6	7
1	M/s. Vishal Retailers vs UOI	WP(C) No.4376/2010	Party	Writ petition has been filed by the party Challenging the constitutional validity of Section 76 (6)(h) and Section 77 of the Finance Act'2010.		
2	M/s. HPC vs UOI	WP(C) No.890/2011	Do	Writ petition has been filed by the party Challenging the constitutional validity of Section 76(6)(h) and Section 77 of the Finance Act'2010. amending Sec65(105)(zzzz) of Finance Act'1994 as amended by the Finance Act'2007 and Section 77 of the FA 2010..Imposition and demand of Service Tax on renting out of immovable Property.		
3	M/s. White Paper vs UOI	WP(C) No.1641/2011	Do	Writ petition has been filed by the party Challenging the constitutional validity of Section 76(6)(h) and Section 77 of the Finance Act'2010. amending Sec65(105)(zzzz) of Finance Act'1994 as amended by the Finance Act'2007 and Section 77 of the FA 2010 regarding imposition and demand of Service Tax on renting out of immovable Property.		
4	GHC Bar Asson. Vs UOI	WP(C) No.2293/2011	Do	The Bar Association of Gauhati High Court has filed the Writ Petition before the Hon'ble Gauhati High Court, Guwahati against the Service tax on Law practitioners imposed as per Finance Act'2011.		
5	M/s. National Training Power Institute-vs-UOI	WP(C) No.267/14	do	Non-payment of Service Tax during the period from 2008-09 to 2011-12 (amount involved to be quantified).	Amount to be quantified	
6	M/s. Chetna Inc. & ors-vs-UOI	WP(C) No.791/14	do	Challenging the demand Noticedated 24.12.13 bearing the No.DGCEI/SH/RCINT/ST/2312/1177. Non-payment of S.Tax.		