

2020-TIOL-481-HC-DEL-CUS

IN THE HIGH COURT OF DELHI

WP (C) 1845/2020

M/s PAWANPUTRA EXIM INDIA

Vs

**COMMISSIONER OF CUSTOMS (ACC EXPORT)
NEW CUSTOMS HOUSE AND ANR**

D N Patel, CJ & C Hari Shankar, J

Dated: February 18, 2020

Appellant Rep by: Mr Priyadarshi Manish, Mrs Anjali Jha Manish & Ms Jasmeet Kaur, Advs.

Respondent Rep by: Mr Amit Bansal, SSC with Mr Aman Rewaria & Ms Vipasha Mishra, Advs.

Cus - In the relevant period, certain goods belonging to the petitioner company had been seized on grounds of their over-valuation - The petitioner filed the present writ, seeking that directions be issued to the Revenue authorities to release the goods on provisional basis.

Held: The Customs authorities concerned are directed to decide upon the petitioner's claim for provisional release of the goods - Such exercise be carried out within two weeks' time: HC

Writ petition disposed of

JUDGEMENT

Per: D N Patel:

1. Counsel appearing for the petitioner submitted that suffice it would be for disposal of this petition if a suitable direction is given to the respondents for provisional release of goods under Shipping No.6777895 dated 07.09.2019 which were seized on the ground of over valuation.
2. Having heard the counsel for both sides and looking to the facts and circumstances of the case, we hereby direct respondent Nos.1 and 2 to decide the claim of the petitioner under the Customs Act, 1962 for provisional release of goods in accordance with law, rules, regulations, Government policy applicable to the facts of the present case and as early as possible and practicable preferably within a period of two weeks.
3. With the aforesaid observations, this writ petition is hereby disposed of.
4. This order may be communicated by the counsel for respondents to the concerned officer.

Copy of the order be given dasti under the signature of Court Master.

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