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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
CNR No. DLHC011107152025
+ W.P.(C) 12190/2026, CM APPL. 56505/2026, CM APPL. 56506/2026 & CM APPL. 56507/2026

UMESH BABAN HASBE Petitioner
Through: Mr. Ashwini Kumar and Mr.
Chandan Kumar, Advs.
versus

COMMISSIONER OF CUSTOMS
AND ORS. Respondents
Through: Mr. Shubham Tyagi, SSC,
CBIC with Ms. Navruti Ojha,
Advs.

CORAM:
HON'BLE MR. JUSTICE ANIL KSHETARPAL
HON'BLE MS. JUSTICE SHAIL JAIN

% **ORDER**
21.08.2026

1. The present Writ Petition has been filed under Article 226 of the Constitution of India, *inter-alia* seeking quashing the Order-In-Original No. 649/Adj/Mg/Adc/2025 dated 30.09.2025(herein after 'the Impugned Order') passed by the Additional Commissioner of Customs, IGI Airport, New Delhi ordering for absolute confiscation of three gold chains, one bracelet and one circular piece of gold weighing collectively 313 grams valued at Rs 19,07,272/-.

2. Admittedly, remedy of a statutory appeal is available against the Impugned Order. The Adjudicating Authority has ordered confiscation of 313 grams of gold allegedly recovered from the Petitioner when he landed at Indira Gandhi International Airport, Delhi. The Authority



has also ordered recovery of Rs.3,00,000/- as penalty.

3. As per the provisions of Section 128(1) of the Customs Act, 1962, a statutory appeal is maintainable before Appellate Authority.

4. This Court does not find it appropriate to entertain this Writ Petition by permitting the Petitioner to by-pass the Appellate Authority.

5. With these observations, the Writ Petition is disposed of.

ANIL KSHETARPAL, J

SHAIL JAIN, J

AUGUST 21, 2026/kp/hp