

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 4TH DAY OF AUGUST 2015/13TH SRAVANA, 1937

WP(C).No. 23492 of 2015 (J)

PETITIONER:

**RECKITT BENCKISER (INDIA) PRIVATE LTD.,
HAVING ITS REGISTERED OFFICE AT 227,
OKHLA INDUSTRIAL AREA, PHASE-III,
NEW DELHI - 110 020, THROUGH ITS AUTHORISED
SIGNATORY, MR.PIYUSH KALRA.**

**BY ADVS.SRI.P.RADHAKRISHNAN (1)
SRI.MADHU RADHAKRISHNAN
SRI.NELSON JOSEPH
SRI. M.D.JOSEPH**

RESPONDENT(S):

- 1. COMMISSIONER OF COMMERCIAL TAXES,
GOVERNMENT OF KERALA,
THIRUVANANTHAPURAM, KERALA.**
- 2. INTELLIGENCE INSPECTOR, SQUAD NO.V,
OFFICE OF INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES, KOZHIKODE, KERALA.**

BY SENIOR GOVT. PLEADER SMT.SOBHA ANNAMMA EAPEN

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 04-08-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

mbr/

APPENDIX

PETITIONERS' EXHIBITS:

- EXT. P1 : TRUE COPY OF THE NOTICE DATED 22.7.2015 ISSUED BY THE
2ND RESPONDENT.
- EXT. P2 : TRUE COPY OF STOCK TRANSFER INVOICE AND OTHER DOCUMENTS.
- EXT. P3 : TRUE COPY OF ORDER PASSED BY THE SUPREME COURT IN APPEAL
NO.19966/2009 DATED 18.1.2010.
- EXT. P4 : TRUE COPY OF LAST MONTHLY RETURN FOR THE MONTH OF JUNE
2015 (TAX PAYERS COUNTERFOIL)
- EXT. P5 : TRUE COPY OF JUDGMENT OF THIS HON'BLE COURT IN
WP(C)2487/2010 DATED 10.1.2013.
- EXT. P6 : TRUE COPY OF JUDGMENT OF THIS HON'BLE COURT IN
WP(C) 18972/2013 DATED 30.7.2013.
- EXT. P7 : TRUE COPY OF JUDGMENT OF HON'BLE TRIPURA HIGH COURT IN
WP(C)191/2014.

RESPONDENTS' EXHIBITS: NIL.

//TRUE COPY//

P.S. TO JUDGE

mbr/

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.23492 of 2015

Dated this the 4th day of August, 2015

JUDGMENT

The petitioner have approached this Court challenging detention notice. The goods under transport is 'Dettol'. In 8 F declaration, it is shown as medicine. The only issue is regarding mis-classification.

Considering the nature of the issue, the goods shall be released to the petitioner on executing a simple bond without sureties.

The writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

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