

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.11.2015

CORAM:

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

W.P.Nos.27178 and 27179 of 2015

M/s.Olympic Traders
rep. by its Proprietor
Suresh Kumar Jain

... Petitioner
in both WPs

Vs

The Assistant Commissioner of Customs (Refunds)
Custom House,
No.60, Rajaji Salai,
Chennai 600 001.

... Respondent
in both Wps

Writ petitions have been filed under Article 226 of the Constitution of India for the issuance of a writ of Mandamus to direct the respondent to sanction the refund claims dated 24.10.2011 pertaining to refund of duty of Rs.1,81,506/- and dated 15.03.2012 pertaining to refund of duty of Rs.1,20,000/- respectively to the petitioner concern with interest.

For Petitioner : Mr.Hari Radhakrishnan

For Respondent : Mr.M.Devindran

COMMON ORDER

The petitioner has filed these writ petitions for Mandamus, directing the respondent to sanction the amount claimed in their applications dated 24.10.2011 and 15.03.2012 seeking refund of duty.

2.When the writ petitions are taken up for hearing, the learned counsel for the petitioner submitted that it would be suffice, if a direction is issued to the respondent to dispose of the refund applications filed by the petitioner on merits.

3.The learned standing counsel, who took notice for the respondent, has no serious objection for granting one such relief to the petitioner.

4.In view of the above, this court, without going into the merits of the case, directs the respondent to consider the refund applications dated 24.10.2011 and 15.03.2012 filed by the

petitioner and pass appropriate orders on merits and in accordance with law, after affording due opportunity of personal hearing to the petitioner. The said exercise shall be completed within a period of four weeks from the date of receipt of a copy of this order.

5. Accordingly, both the writ petitions are disposed of. No costs.

Sd/-
Asst.Registrar (CCC)

/true copy/

Sub Asst. Registrar

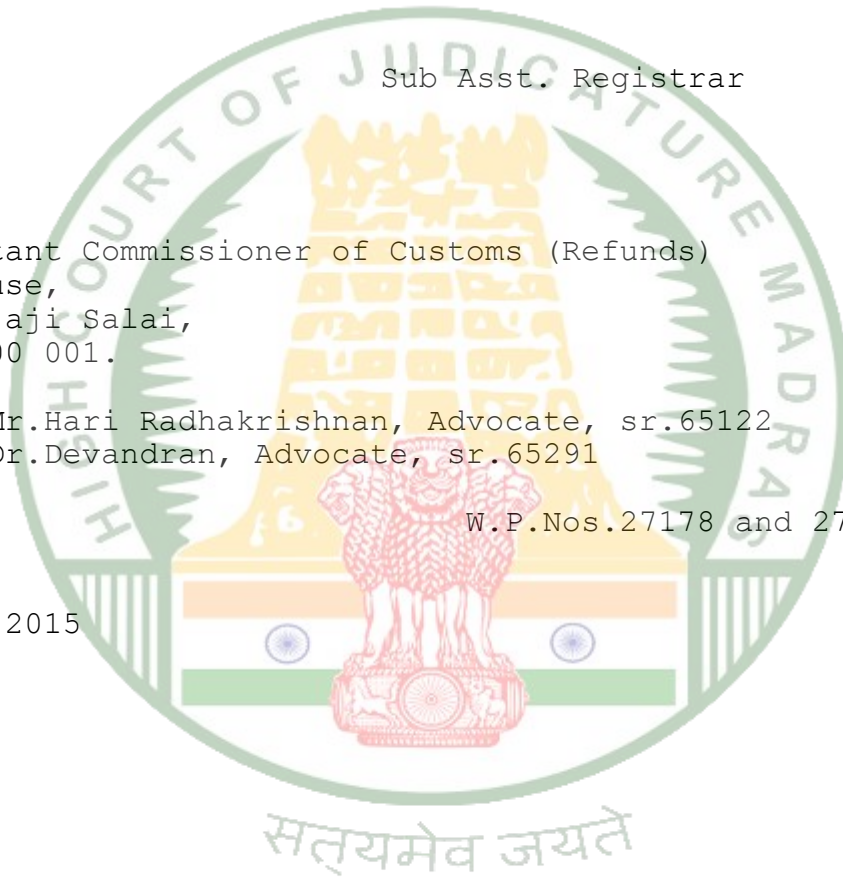
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To
The Assistant Commissioner of Customs (Refunds)
Custom House,
No.60, Rajaji Salai,
Chennai 600 001.

+1 cc to Mr.Hari Radhakrishnan, Advocate, sr.65122
+1 cc to Dr.Devandran, Advocate, sr.65291

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ksj co
kra 14.12.2015



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