

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 1857 of 2015.
Date of Decision : 05.02.2015.

M/s Shree Neelkanth Madhav Steel Industries, Mandi Gobindgarh

...Petitioner

Vs.

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIVE BHALLA.
HON'BLE MR. JUSTICE B.S. WALIA.

Present: Mr. Saurabh Kapoor, Advocate for the petitioner.

Rajive Bhalla, J.(Oral)

Counsel for the petitioner submits that as the petitioner has already deposited 10% of the differential duty at the time of filing of the appeal, which is pending adjudication before the Tribunal, the respondents have no right to encash the bank guarantee furnished by the petitioner. Counsel for the petitioner prays that as he has filed a reply to the recovery memo (Annexure P-1) dated 24.01.2015, the respondents may be directed to decide the reply/representation before proceeding to encash the bank guarantee.

We have heard counsel for the petitioner and without expressing any opinion on the merits of the petition, dispose of the petition by directing the respondents to consider the petitioner's letter dated 24.01.2015 received on 30.01.2015 within a week.

A copy of this order be given to the counsel for the petitioner under the signature of the Bench Secretary of this Court.

(RAJIVE BHALLA)
JUDGE

February 05, 2015.
kanchan

(B.S. WALIA)
JUDGE