

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP-4269-2015

Date of decision:- 12.03.2015

M/s Century Knitters (India) Limited

...Petitioner

Versus

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE S.J. VAZIFDAR, ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. Jagmohan Bansal, Advocate,
for the petitioner.

* * * *

S.J. VAZIFDAR, A.C.J. (ORAL)

The petitioner's appeal is pending before the Commissioner of Customs (Appeals), New Delhi. The petitioner has filed an application dated 18.02.2015 seeking an order that the original signatures of the shopkeepers alongwith the market inquiry report be sent to the Central Forensic Science Laboratory and hand writing expert. This application is also pending before the appellate authority.

2. We see no reason to entertain that application before us. It is for the appellate authority to decide that application. Indeed they must do so. The stage at which the application ought to be decided is also for the appellate authority to determine. It is always open to the petitioner to challenge the order even on the application, if aggrieved. There is nothing to indicate that the appellate authority will not decide the application. Indeed it is bound to do so.

3. The petition is accordingly disposed of.

(S.J. VAZIFDAR)
ACTING CHIEF JUSTICE

(G.S. SANDHAWALIA)
JUDGE

12.03.2015

Amodh