

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 498 of 2015

Date of Decision: 13.1.2015

M/s B.D.M. Industrial Corporation

... Petitioner

Versus

Union of India & ors.

... Respondents

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

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

RAJIVE BHALLA, J.(Oral)

The petitioner's prayer is for issuance of a writ of mandamus directing the respondents to release duty drawback amounting to Rs.4,44,102/-.

Counsel for the petitioner submits that the duty drawback amount was deposited by the respondent in the year 2008, but the banker has been directed not to release funds. The petitioner, thereafter, was served with the letter dated 13.8.2009 directing the petitioner to justify "the heading of drawback of goods". The petitioner has submitted the reply and filed all relevant documents, but till date no further orders have been passed.

We have heard counsel for the petitioner and without expressing any opinion on the merits of the controversy, direct the Deputy Commissioner of Customs, Inland Container Depot, New Delhi-respondent No.2 to take a final decision in the matter, if not already taken, within two months from receipt of a certified copy of this order and communicate the same to the petitioner .

**(RAJIVE BHALLA)
JUDGE**

13.1.2015
monika

**(B.S. WALIA)
JUDGE**