

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.03.2016

CORAM

THE HONOURABLE MR.JUSTICE M.DURAI SWAMY

W.P.No.6798 of 2016

and

WMP No.6063 of 2016

S.A.Mohamed Rasik

.... Petitioner

vs

1. The Assistant Commissioner of Customs (RSI-AIR),
Chennai-I Commissionerate (Airport),
Anna International Terminal,
Chennai - 600 027

2. The Joint Secretary (RP),
Department of Revenue,
14, Hudco Vishala Buidling,
B Wing,
6th floor, Bhikaji Cama Place,
New Delhi - 110 066

.... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying this Court to issue a Writ of Certiorari to call for the records relating to the impugned notice dated 14.01.2016 issued by the first respondent in F.No.O.S.43/2014-INT/F.No.O.S.254/2014-AIU and quash the same.

For petitioner : Mr.Hari Radhakrishnan
For respondents : Mr.V. Sundareswaran
Standing Counsel

ORDER

The petitioner has filed the above writ petition to issue a Writ of Certiorari to call for the records relating to the impugned notice dated 14.01.2016 issued by the first respondent in F.No.O.S.43/2014-INT/F.No.O.S.254/2014-AIU and quash the same.

2. Heard both sides.

3. The learned counsel for the petitioner submitted that as against the impugned order, the petitioner has already filed a revision before the second respondent.

4. In view of the filing of the revision before the second respondent, I am of the view that the second respondent can be directed to dispose of the revision within the stipulated time and till such time, the interim stay, granted by this Court can be continued.

5. Accordingly, I direct the second respondent to dispose of the revision, filed by the petitioner, within a period of eight weeks from the date of receipt of a copy of this order and there shall be an order of Interim Stay of the operation of the impugned notice dated 14.01.2016, issued by the first respondent, till the disposal of the revision by the second respondent. It is needless to say that the second respondent shall give due opportunity of personal hearing to the petitioner before passing orders in the revision. With the above observation, the writ petition is disposed of. No costs. Consequently connected Miscellaneous Petitioner is closed.

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

To

1. The Assistant Commissioner of Customs (RSI-AIR),
Chennai-I Commissionerate (Airport),
Anna International Terminal,
Chennai - 600 027
2. The Joint Secretary (RP),
Department of Revenue,
14, Hudco Vishala Buidling,
B Wing,
6th floor, Bhikaji Cama Place,
New Delhi - 110 066.

+1cc to Mr.Hari Radhakrishnan, Advocate Sr.17067

W.P.No.6797 of 2016

vd(CO)
srg(22/03/2016)