

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.06.2016

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.No.14476 of 2004

M/s.Asian Bearing Ltd.,
New No.25, Old No.14
Peters Road
Royapettah
Chennai - 600 014

... Petitioner

vs.

Superintendent of Central Excise
Hosur II A Range
Office of the Superintendent
of Central Excise
Hosur IIA Range, 67A Sipcot
Hosur - 635 126

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of certiorari calling for the records relating to the impugned notice in O.C.No.225 of 2004 dated 12.05.2004 issued by the respondent and to quash the same as illegal, arbitrary and unsustainable in law.

For Petitioner : Mr.V.Kuberan

For Respondent : Mr.A.P.Srinivas
Senior Panel Counsel

O R D E R

This writ petition was filed in year 2004 by the petitioner company to quash the impugned notice in O.C.No.225 of 2004 dated 12.05.2004 issued by the respondent as the same is illegal, arbitrary and unsustainable in law.

2. Mr.V.Kuberan, learned counsel for the petitioner, on written instructions from his client, states that the matter is still pending before the AAIFR. Since the petitioner had the benefit of an interim order, it would inequitable at this juncture to disturb status-quo and therefore, this Court is of

the view that whatever interim protection the petitioner had been enjoying all these years shall enure to them till the matter is decided by the AAIFR.

The writ petition is disposed of with the above direction.

Sd/-
Assistant Registrar(VII)

//True Copy//

Sub Assistant Registrar

gpa

To

The Superintendent of Central Excise
Hosur II A Range
Office of the Superintendent of Central Excise
Hosur IIA Range, 67A Sipcot
Hosur - 635 126

+1cc to M/s. Rank Associates, Advocate, S.R.No.32396
+1cc to Mr.A.P. Srinivas, Advocate, S.R.No.32610

KGK(CO)
EU(23/06/2016)

W.P.No.14476 of 2004

सत्यमेव जयते

WEB COPY