

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 26009 of 2016 (O&M)
Date of decision: 21.12.2016

M/s Gopal Iron Store

..Petitioner

Vs.

Union of India and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Saurabh Kapoor, Advocate for the petitioner.
Mr. Anshuman Chopra, Advocate for respondents No. 1 to 3.
Mr. R. K. Handa, Advocate for respondents No. 4 to 7.

...

Rajesh Bindal, J.

The only grievance of the petitioner is that though the goods were seized by DRI and Section 110A of the Customs Act, 1962 provides for release of goods provisionally, but such an option has not been given to the petitioner.

Learned counsel for DRI submitted that DRI has already given 'No Objection Certificate' to the Customs for provisional release of goods vide letter dated 20.12.2016, subject to fulfilment of the conditions laid down therein. Copy thereof has been supplied to the counsel for the Customs in court.

Learned counsel for the Customs submitted that copy of the letter received from counsel for DRI will be sent to the officer concerned,

who shall finally determine the claim of the petitioner for provisional release of the goods within one week.

After hearing learned counsel for the parties, the present petition is disposed of with a direction to respondent No. 2 to finally determine the claim of the petitioner for provisional release of the goods within one week from the date of receipt of copy of the order.

(Rajesh Bindal)
Judge

(Harinder Singh Sidhu)
Judge

21.12.2016
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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No