

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

**CWP-9365-2015 (O&M)  
Decided on : 19.05.2016**

M/s Nahar Industrial Enterprises Ltd., Focal Point, Ludhiana

. . . Petitioner

Versus

The Director General of Foreign Trade, Udyog Bhawan, Ministry of  
Commerce & Industry, New Delhi and another.

. . . Respondents

***CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL  
HON'BLE MRS. JUSTICE RAJ RAHUL GARG***

Present: Mr. Veer Singh, Advocate  
for the petitioner.

Mr. I.P.S. Doabia, Advocate  
for respondent No.1.

Mr.Sunish Bindlish, Advocate  
for respondent No.2.

\*\*\*

**AJAY KUMAR MITTAL, J. (ORAL)**

Prayer in this petition filed under Article 226 of the  
Constitution of India is for issuance of writ in the nature of mandamus  
directing respondent No.1 to redeem the advance authorizations which  
have been issued to the petitioner.

2. Further prayer has also been made to direct respondent No.2  
to refund the excess customs duty paid by the petitioner and also seeking  
quashing of letter dated 14.11.2013 issued by respondent No.1 and  
25.11.2013 issued by respondent No.2.

3. It is submitted by learned counsel for the petitioner that a detailed representation dated 07.08.2014 (Annexure P17) has already been submitted to respondent No.1-Director General of Foreign Trade, New Delhi, for the claim as sought to be raised in the present petition. It was prayed that writ petition may be disposed of by directing respondent No.1 to take a decision thereon in a time bound manner.

4. Learned counsel for respondent No.1 states that he has no objection if the aforesaid prayer is granted.

5. After hearing learned counsel for the parties, we dispose of the writ petition by directing respondent No.1 to take a decision on the representation dated 07.08.2014 (Annexure P17) by passing a speaking order after affording an opportunity of hearing to the petitioner, in accordance with law, within a period of two months from the date of receipt of certified copy of this order.

**(AJAY KUMAR MITTAL)**  
**JUDGE**

**(RAJ RAHUL GARG)**  
**JUDGE**

**May 19, 2016**  
*Davinder Kumar*