

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.03.2017

CORAM:

THE HONOURABLE MR. JUSTICE K.KALYANASUNDARAM

W.P.No.5044 of 2017 &
W.M.P.No.5333 of 2017

M/s.D.Manivannan & Co
Rep. by its Proprietor
Mr.D.Manivannan
S/o. Dharmalingam
T/D.95 T/C.39,
Anna Fruit Market
Koyambedu, Chennai-600 092.

.... Petitioner

Vs

1 The Central Board of Excise &
Customs Government of India
Ministry of Finance
North Block, New Delhi-110 001.

2 The Chief Commissioner of Customs
Chennai Commissionerate
Customs House
Rajaji Salai, Chennai- 600 001.

3 The Commissioner of Customs
Chennai Commissionerate
Customs House
Rajaji Salai Chennai-1.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India for the issuance of writ of mandamus directing the 1st respondent to dispose the petitioners' representation dated 28.8.2014 by applying Section 151A of Customs Act 1962, within a time bound period.

For Petitioner : Mr.K.Mohana Murali
for K.G.Raghunath

For Respondents : Mr.Rajkumar Jabakh

O R D E R

This writ petition is filed for issuance of writ of mandamus directing the 1st respondent to dispose the petitioner's representation dated 28.8.2014 by applying Section 151A of Customs Act 1962 within a time bound period.

2. The learned counsel appearing for the petitioner would submit that it would suffice if a direction is given to the 1st respondent to dispose of the petitioner's representation.

3. Per contra, the learned standing counsel appearing for the respondents would submit that if six weeks time is granted, the respondents shall dispose of the petitioner's representation.

4. This Court, taking into consideration the submissions made by the learned counsel for either side and without going into the merits of the case, directs the 1st respondent to consider and dispose of the petitioner's representations dated 28.8.2014, on merits and in accordance with law and pass orders, within a period of six weeks from the date of receipt of a copy of this order and communicate the decision taken, to the petitioner.

5. With the above direction, this writ petition is disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.Sd/-

Assistant Registrar

//True Copy//

rgr
To

Sub Assistant Registrar

1 The Central Board of Excise &
Customs Government of India
Ministry of Finance
North Block, New Delhi-110 001.

2 The Chief Commissioner of Customs
Chennai Commissionerate
Customs House
Rajaji Salai, Chennai- 600 001.

3 The Commissioner of Customs
Chennai Commissionerate
Customs House
Rajaji Salai Chennai-1.

+1cc to Mr.Ragunath, Advocate, S.R.No.13229
+1cc to Mr.Rajkumar, Advocate, S.R.No.13268

KJ(CO)
RS(10/03/2017)

W.P.No.5044 of 2017