

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.8852 OF 2018

Vipul Mehta .. Petitioner
Versus
Union of India through the Secretary
and others .. Respondents

...

Dr.Sujay Kantawala with Mr.Brijesh Pathak and Kartik Vig for
the petitioner.
Mr. Vijay Kantharia with Ram Ochani for the respondent.

**CORAM: S.C. DHARMADHIKARI &
SMT. BHARATI H.DANGRE, JJ.**

DATED : 13th AUGUST 2018

P.C:-

1 The petition is directed against the adjudication
order.

2 Admittedly, there are multiple appeals under the
scheme of the Customs Act 1962. Each of the remedy is
therefore, equally efficacious. The petitioner can agitate that
the demand is not in accordance with law and in any event, the

doctrine of proportionality envisaged by Article 14 of the Constitution of India is totally flouted in imposing a penalty to disproportionate to the involvement or complicity in the crime, if any. All these contentions are mixed and can be raised in such appeals. In the teeth of the said remedies, the writ petition is entirely misconceived and is dismissed. No costs.

(SMT. BHARATI H. DANGRE, J.) (S.C. DHARMADHIKARI, J.)

Manali
Prasanna
Tilak

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