

IN THE HIGH COURT OF JUDICATURE OF MADRAS
DATED: 06.02.2019

CORAM:
THE HONOURABLE MR. JUSTICE M.S. RAMESH

WP.No.16164 of 2004
and
WP.MP.No.1003 of 2005

M/s.Sheth Impex
Rep. by its Proprietor
Divyesh Sheth
No.1, Ayyanar Koil Street
Raghavendra Nagar, Thatanchavadi
Pondicherry - 605009. ...Petitioner

Vs

1. Customs, Excise & Service Tax
Appellate Tribunal
Southern Regional Bench
Sastry Bhavan
No.26, Haddows Road
Chennai - 600006.
2. Commissioner of Customs,
Custom House, Chennai - 600001.Respondents
(R2 impleaded as per order dated 02.03.2007
in WP.MP.No.995 of 2005 in WP.No.16164 of 2004)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, calling for the records of the impugned order No.132 of 2004 dated 17.03.2004 passed by the respondent Tribunal and quash the same as arbitrary and against the law and further direct the respondent to hear the appeal immediately.

For Petitioner : Mr.G.Derrick Sam
for Mr.Divyesh Sheth

For Respondents: K.S.Ramaswamy, CGSC

O R D E R

The learned counsel for the petitioner submitted that the prayer in the Writ Petition has become infructuous and as such, he may be permitted to withdraw the present Writ Petition. He has also made an endorsement to that effect.

2. Recording the submission and the endorsement made by the learned counsel for the petitioner, the present Writ Petition is dismissed as withdrawn. No costs. Consequently, connected Writ Miscellaneous Petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

hvk

To

1. Customs, Excise & Service Tax
Appellate Tribunal
Southern Regional Bench
Sastry Bhavan
No.26, Haddows Road
Chennai - 600006.

2. Commissioner of Customs,
Custom House,
Chennai - 600001.

+1cc to Mr.K.S.Ramasamy, Advocate, S.R.No.10092

WP.No.16164 of 2004
and
WP.MP.No.1003 of 2005

SSD(CO)

rrs 06/02/2019



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