



WEB COPY

IN THE HIGH COURT OF JUDICATURE OF MADRAS

DATED: 26.06.2019

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.28776 of 2012
and
M.P.Nos. 1 & 2 of 2012

M/s.Arunachala Gounder Textile Mills Pvt. Ltd.,
No.5, Bye-Pass Road,
Pallipalayam, Erode - 638 006. ...Petitioner

Vs

1. Commissioner of Central Excise,
Salem, Foulks Compound, Anaimeedu,
Salem 636 001.
2. Assistant Commissioner of Central Excise,
Erode-II Division,
81, Bharathi Nagar, Veerappan Chatram Post,
Soolai, Erode 638 004. ...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus, or order or direction, calling for the records of the 2nd respondent culminating in his communication bearing reference No.V/55/18/325 to 362/2012-RF dated 05.10.2012 and quash the same to the extent that it seeks to appropriate the alleged interest of Rs.4,81,051/- in terms of the order in Original No.18 of 2009 dated 31.07.2009 and direct the 2nd respondent to dispose of the 38 rebate claims submitted on 27.07.2012 by the petitioner and disburse the rebate of Rs.1,26,30,861 without any deduction whatsoever.

For Petitioner : M/s. L.Maithili & Associates.

For Respondent : Mr.V.Sundareswaran,GSG
for Respondents 1 & 2



O R D E R

Since the order impugned in the present writ petition, pertains to 38 rebate claim and the main Appeal itself has been disposed of, no effective orders can be passed in the present writ petition. Hence, the writ petition stands closed. No Costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CO)

//True copy//

Sub Assistant Registrar

Pkn.

To

1. Commissioner of Central Excise,
Salem, Foulks Compound, Anaimeedu,
Salem 636 001.
2. Assistant Commissioner of Central Excise,
Erode-II Division,
81, Bharathi Nagar, Veerappan Chatram Post,
Soolai, Erode 638 004.

+1cc to Mr.V.Sundareswaran, Advocate SR.No.52715

W.P.No.28776 of 2012

VP(CO)
GMY(02/08/2019)