

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.06.2019

CORAM

THE HONOURABLE MR. JUSTICE M.SUNDAR

W.P.No.7518 of 2019

and

W.M.P.No.8183 of 2019

M/s.Asianet Satellite Communication Ltd  
Represented by its Senior Vice President (Legal)  
& Company Secretary, Shri M.V.Sasikanthan  
2A, 2<sup>nd</sup> Floor, Leela Inforpark, Kazhakuttom  
Thiruvananthapuram,  
Kerala-685 581.

...Petitioner

vs.

- 1.The Customs and Central Excise  
Settlement Commission  
Narmada Block, Custom House  
No.60, Rajaji Salai, Chennai - 600 001.
- 2.The Director General of Foreign Trade  
Ministry of Commerce & Industries  
Department of Commerce  
UdyogBhavan, H Wing  
Gate No.2, Maulana Azad Road  
New Delhi - 110 011.
- 3.The Commissioner of Central Excise & Customs  
Custom House, Willingdon Island  
Cochin, Kerala - 682 009.
- 4.The Commissioner of Customs  
Chennai VII Commissionerate  
New Customs House  
Meenambakkam, Chennai - 600 027.
- 5.Commissioner of Customs  
Chennai IV Commissionerate  
Custom House, No.60 Rajaji Salai  
Chennai - 600 001.

6.The Assistant/Deputy Commissioner  
of Customs (ARC)  
Customs House, New Harbour Road  
Tuticorin - 628 004.

7.The Senior Manager  
Federal Bank Limited  
Statute Branch, Statue  
Thiruvananthapuram - 695 001.

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorari, call for the records pertaining to the impugned detention notice dated 07.02.2019 issued by the 6<sup>th</sup> respondent issued in C.No.VIII/48/93/2000 Arrears which seeks to recover the duty in terms of Order No.07/2002 dated 13.08.2002 passed by the 1<sup>st</sup> respondent and quash the same and pass such other orders as this Hon'ble Court may deem it fit and necessary in the nature and circumstances of the case.

For Petitioner : Mr.G.Derick Sam

For Respondents : Ms.Hema Muralikrishnan  
Senior Standing Counsel  
for R1 to R6

#### O R D E R

Mr.G.Derick Sam, learned counsel on record for writ petitioner and Ms.Hema Muralikrishnan, learned Senior Standing Counsel (IT) on behalf respondent Nos.1 to 6 are before this Court.

2. Instant Writ Petition has been filed with a certiorari prayer assailing a detention notice dated 07.02.2019 issued by the sixth respondent bearing Reference No.C.No.VIII/48/93/2000-Arrears.

3. Both the aforesaid learned counsel y have placed before this Court today an order dated 24.04.2019 bearing Reference No.C.No.VIII/48/93/2000-Arrears made by the sixth respondent under Section 142(1)(b) of Customs Act, 1962, wherein and whereby, the impugned detention notice has been withdrawn with immediate effect.

4. In the light of the aforesaid undisputed obtaining position, this Writ Petition is dismissed as infructuous. No

costs. Consequently, connected miscellaneous petition is closed.  
vsm

Sd/-  
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1.The Customs and Central Excise  
Settlement Commission  
Narmada Block, Custom House  
No.60, Rajaji Salai, Chennai - 600 001.

2.The Director General of Foreign Trade  
Ministry of Commerce & Industries  
Department of Commerce  
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6.The Assistant/Deputy Commissioner  
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Customs House, New Harbour Road  
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+1cc to M/s.Hema Muralikrishnan, Advocate, SR.No.49804

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Kak(25/07/2019)