

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 24.07.2019

CORAM

WEB COPY

THE HONOURABLE DR.JUSTICE ANITA SUMANTH**W.P(MD)No.678 of 2014**
and M.P(MD)No.1 of 2014

M/s.Gaunir Impex Pvt.Ltd.,
Represented by its Director,
Niren Champaklal Ajmera
27/29, Mirza Street,
Mumbai-400003.

... Petitioner

Vs.

1.The Commissioner of Customs,
Custom House, Tuticorin.

2.The Additional Director General,
Directorate of Revenue Intelligence,
25, Gopalakrishna (Iyer) Road,
T.Nagar, Chennai-17.

3.The Superintendent, (ADJN)
Office of the Commissioner of Customs,
Customs House, New Harbour Estate,
Tuticorin-628 004.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of Certiorarified Mandamus, calling for the records pertaining to the show cause notice F.No.VIII /48/51/2011-DRI-TIN dated 23.08.2012 issued by the second respondent and the impugned personal hearing intimation in C.No.VIII/10/72/2011-Adjn dated 18.12.2013 passed by the third respondent quash the same and direct the respondents not to proceed with enquiry based on the above said incorrect and illegal show cause notice till the order of this Court passed in W.P.No.10933 of 2012 dated 12.09.2012 is complied with.

For Petitioner : Mr.M.Saravanan

For Respondents : Mr.Gurumoorthy

ORDER

Learned counsel for the petitioner seeks permission of this Court to withdraw the Writ Petition with liberty, however, to file objections to show cause notice dated 23.08.2012, which is impugned in this writ petition. He has also made an endorsement in this



regard.

2. Such liberty is granted. In the light of the endorsement made by the petitioner, the Writ Petition is dismissed as withdrawn. Liberty is granted to the petitioner to file its objection to show cause notice dated 23.08.2012, within a period of three weeks from today (i.e. 24.07.2019). Proceedings shall be completed by the respondents, within a period of four weeks from the date of receipt of objections, after hearing the petitioner. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

Sub Assistant Registrar (CS)

gns / tm

To

1. The Commissioner of Customs,
Custom House, Tuticorin.

2. The Additional Director General,
Directorate of Revenue Intelligence,
25, Gopalakrishna (Iyer) Road,
T. Nagar, Chennai-17.

3. The Superintendent, (ADJN)
Office of the Commissioner of Customs,
Customs House, New Harbour Estate,
Tuticorin-628 004.

+1CC TO MR. P. SARAVANAN, Advocate Sr. No. 77454

W. P (MD) No. 678 of 2014
24.07.2019

AVS (CO)

TR (26.07.2019) 2P 5C