

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

SMRITI
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CWP-14928-2014

Date of Decision: July 10, 2019

M/s Colour Cottex Pvt Ltd

... Petitioner

vs.

Union of India & Ors

.. Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Deepak Gupta, Advocate, for the petitioner.

Mr. Banni Thomas, Advocate, for respondent No.2.

Mr. R.S.Manhas, Advocate, for respondent No.3

ARUN MONGA, J.(ORAL)

The grievance of the petitioner-company is that without passing either any order in writing or granting any opportunity of being heard, the petitioner-company has been put in the list of Specific Approval List (SAL).

In the return filed to the writ petition, the listing of the petitioner in the SAL has not been denied. The same has been sought to be justified stating that the Special Approval List is nothing adversorial but is merely a list of exporter qua whom adverse development/information has come to the notice or the exporter is in financial difficulties or the exporter is involved in fraud etc. The very wording used in the return itself suggest that a self contradictory stand has been taken. On the one hand, it is sought to be justified saying that Specific Approval List is not adversorial while on the other hand it is stated that only those exporters are put in the specific approval list qua whom certain adverse information has come to notice or they are involved in fraud etc.

In the premise, without commenting on the merits, the writ petition is disposed of with a direction to respondents No. 1 and 2 to pass appropriate order in writing and communicate the same to the petitioner giving the reasons of putting the petitioner-company in Specific Approval List so as to enable the petitioner to take appropriate steps for mitigation of his grievances, if any, by seeking appropriate remedy that may be available to him in accordance with law. It would be appreciated that before passing the appropriate orders, the petitioner is granted an opportunity of personal hearing.

July 10, 2019
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(ARUN MONGA)
JUDGE

Whether speaking/reasoned	: Yes/No
Whether Reportable	: Yes/No