

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

**CWP No.25519 of 2018
Date of decision :4.2.2019**

M/s Gitane Exports

.....Petitioner

Versus

Union of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr.Amar Partap Singh, Advocate for the petitioner.
Mr.R.K.Handa, Advocate for respondents No.2 and
3.

AJAY KUMAR MITTAL, J.

1. The petitioner has approached this Court under Articles 226/227 of the Constitution of India for quashing the show cause notices dated 30.5.2009 and 23.9.2009, Annexure P.1 (Colly.), issued by respondent No.4 on the ground of inordinate delay in disposal thereof as the duty in pursuance of the same has not been determined in terms of section 28(9)(b) of the Customs Act, 1962 within a period of one year.

2. Learned counsel for the petitioner submitted that during the pendency of the writ petition the show cause notices impugned in the writ petition have been adjudicated and an order has been passed which is appealable. Accordingly, a

prayer was made that the writ petition has been rendered infructuous and be disposed of such.

3. Ordered accordingly.

4. It shall, however, be open to the petitioner to take recourse to the remedies as may be available to it under the Statute, in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

February 4, 2019
KD

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking / reasoned:
Whether Reportable:

Yes / No
Yes / No