



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.09.2020

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD)No.8587 of 2010

and

M.P. (MD)No.1 of 2010

WEB COPY

Rayalsseema Concrete Sleepers Pvt. Ltd.,
represented by its
Chief General Manager,
Railway Yard,
Thirumangalam,
Madurai - 625 706.

... Petitioner

Vs.

1.Union of India,
represented by
Secretary to Government,
Ministry to Government,
Ministry of Finance,
New Delhi.

2.The Assistant Commissioner of Central Excise,
Madurai - 1 Division,
Madurai.

3.The Chairman,
Railway Board,
Rail Bhawan,
New Delhi.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Declaration, declaring that Section 11 AB of the Central Excise Act is unconstitutional and violative of Article 14 of the Constitution in respect of transactions between the petitioner and the Indian Railways.

For Petitioner	: Mr.Antony Arul Raj
For R1 & R2	: Mr.B.Vijaya Karthikeyan
For R3	: Mr.A.Uthaman

O R D E R

The learned counsel appearing for the petitioner seeks permission of this Court to withdraw this writ petition and also
~~sent a notice to~~ the Registry to this effect.



2.Permission is granted. The writ petition is dismissed as withdrawn. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(AS)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

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Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To:

1.The Secretary,
Union of India,
Ministry to Government,
Ministry of Finance,
New Delhi.

2.The Assistant Commissioner of Central Excise,
Madurai - 1 Division,
Madurai.

3.The Chairman,
Railway Board,
Rail Bhawan,
New Delhi.

+1 CC to M/s.J. IRULLAPPAN, Advocate (SR-17357[F] dated
18/09/2020)

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SE(CO)
TR(18.09.2020) 2P 5C