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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 518 OF 2021**

Jindal Drugs Private Limited

..Petitioner

VS.

The Union of India & ors.

..Respondents

Mr. Prakash Shah i/b. PDS Legal for petitioner.

Mr. J.B. Mishra a/w. Satyaprakash Sharma for respondent
nos. 1 to 3.

**CORAM : DIPANKAR DATTA, CJ &
M. S. KARNIK, J.**

DATE: NOVEMBER 16, 2021

P.C. :

1. The prayer in this writ petition is for a direction to the
respondents to:

“(i) amend the shipping bills to change the
declaration of intent to claim MEIS reward in terms
of Chapter 3 of Foreign Trade Policy 2015-20 from
'N' to 'Y';

(ii) upload the amendment shipping bills on the
portal of the respondent nos. 4 and 5; and

(iii) accept and process the application for MEIS
reward of the petitioner for 55 shipping bills filed
for the period 2015-16 to 2017-18 physically.”

2. We find that the writ petition having been placed before a coordinate Bench on February 11, 2021, the respondents were granted liberty to file reply affidavit by March 12, 2021. No reply affidavit has been filed.

3. Having regard to the fact that no order on the petitioner's representation dated April, 27, 2018 [addressed to the Deputy Commissioner of Customs, the respondent no. 3] has been passed, as yet there is no refusal to grant amendment as prayed for by the petitioner. In such circumstances, it would be just and appropriate if the respondent no. 3 is directed to consider the said representation in accordance with law and upon granting opportunity of hearing to the petitioner within three weeks from date. It is ordered accordingly.

4. In the event the petitioner's prayer for amendment is granted, follow-up action shall be taken also in accordance with law; if, however, the prayer for amendment is disallowed, a reasoned order shall be passed and communicated to the petitioner immediately thereafter.

5. The writ petition is disposed of. No costs.

6. Since we have disposed of this writ petition without examining the merits of the petitioner's claim, we keep all contentions open for being urged before the respondent no.3.

(M.S. KARNIK, J.)

(CHIEF JUSTICE)