

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

**CWP-10474-2021 (O&M)
Decided on : 06.08.2021**

CS Alloys

....Petitioner

VS

Commissioner of Customs and another

....Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY TEWARI
HON'BLE MR. JUSTICE VIKAS BAHL**

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

Mr. Rishabh Kapoor, Sr. Standing Counsel, CBIC.

Mr. Rajesh Sethi, Sr. Standing Counsel with
Ms. Varinder Kaur Warriach, Jr. Standing Counsel DGCI.

AJAY TEWARI, J.(Oral)

1. By this petition the petitioner has challenged the action of the respondents in not releasing certain goods which were imported as scrap.
2. Reply dated 05.08.2021 has been filed on behalf of respondent No.3, the same is taken on record.
3. It is submitted by the learned counsel for the petitioner that an application under Section 110 of the Customs Act, 1962 has been filed by the petitioner but the same has still not been decided by the Appellate Authority.
4. Learned Sr. Standing Counsel for respondent No.1 has very fairly stated that the competent authority can be given time period to decide the said application.
5. Learned counsel for the petitioner states that he would be satisfied at this stage with this due course of action.

6. We also find this to be a fair request. Consequently, present petition stands disposed of with a direction to the Appellate Authority to decide the application filed under Section 110 of the Customs Act, 1962 filed by the petitioner within 15 days from the date of receipt of certified copy of the order in accordance with law by passing a speaking order.

7. Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(VIKAS BAHL)
JUDGE

06.08.2021
anuradha

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No