

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

**CWP-21282-2022(O&M)
Date of Decision:16.09.2022**

M/s Octane Exim

..... Petitioner

versus

Union of India and others

..... Respondents

**CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA
HON'BLE MR. JUSTICE DEEPAK MANCHANDA**

Present: Mr. Saurabh Kapoor, Advocate and
Ms.Ojaswini, Advocate for the petitioner.

Mr.Alankrit Bhardwaj, Jr. Standing Counsel
for respondents No.1, 2 and 3.

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner-firm has approached this Court seeking a mandamus and for issuance of directions to the respondents/competent authority under the Commissioner of Customs, Ludhiana to issue detention and demurrage memo/certificate for purpose of Regulation 6 (1)(I) of the Handling of Cargo in Customs Areas Regulations, 2009 as well as regulation 10 (1)(I) of the Sea Cargo Manifest Regulation, 2018 in respect of the goods imported vide Bill of Entry No. 4452335 dated 25.06.2021 at the port of ICD-CONCOR, Dhandari Kalan, Ludhiana, for the period of detention of goods by the Customs. Further prayer is for the respondents not to charge ground rent charges for the period of detention of goods till the actual release of the same.

Counsel at the very outset bring to our notice that a representation dated 20.06.2022 (Annexure P-2) as regards the prayers

afore-noticed has already been submitted and that he would be satisfied if the writ petition were to be disposed of with a direction to the concerned authority to examine the same and to take a decision thereupon within the stipulated time frame.

We find the submission to be just and fair.

Notice of motion.

Mr. Alankrit Bhardwaj, Jr. Standing Counsel who is present in Court, accepts notice on behalf of respondents No. 1, 2 and 3.

An advance copy of the petition already stood furnished.

Counsel representing the respondents makes a statement that the representation dated 20.06.2022 (Annexure P-2) would be considered in accordance with law and a final decision thereupon would be taken within a period of two weeks from today.

Statement is accepted.

Writ petition is disposed of.

We may clarify that we have not examined the prayer/claim of the petitioner on merits.

(TEJINDER SINGH DHINDSA)
JUDGE

(DEEPAK MANCHANDA)
JUDGE

16.09.2022
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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No