



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 596 OF 2023

Farmico Commodities Pvt. Ltd. (Formerly known ... Petitioner
as Wadhvani Commodities Trading Pvt. Ltd.)

Versus

The Union of India & Ors.

... Respondents

Mr. Prakash Shah a/w. Mr. Jas Sanghavi, Mr. Yash Prakash i/b. PDS Legal
for the petitioner.

Mr. Rahul Sarda a/w. Mr. M.P. Sharma for respondent no. 2.

CORAM: G. S. KULKARNI &
JITENDRA JAIN, JJ.
DATED: 22 August, 2023

P.C.

1. After this petition was heard for sometime, Mr. Shah, learned counsel for the petitioner fairly seeks leave to withdraw this petition with liberty to raise all these contentions in appropriate proceedings as also in the adjudication of show cause notice.
2. Allowed to be withdrawn with liberty as prayed for.
3. All contentions of the parties are expressly kept open including the contention of the petitioner that the proceedings of the impugned show cause notice would stand covered by the decision of the Supreme Court in *Canon*

*India Pvt. Ltd. vs. Commissioner of Customs*¹ which the petitioner intends to agitate in a fresh petition.

4. In the peculiar facts of the case, for a period of two weeks, the Designated Officer not to proceed with the hearing of the show cause notice.

(JITENDRA JAIN, J.)

(G. S. KULKARNI, J.)

1 AIR 2021 SC 1699