



WP Nos.14047 and 14050 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.04.2023

CORAM

THE HON'BLE MR.T.RAJA, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

WP Nos.14047 and 14050 of 2019

M/s.Talettutayi Solar Projects Two Private Limited,
Unit No.001, GF, Tower – C,
Uniteech Cyber Park, Sector 39
Gurugrm – 122 001
rep. by its Authorized Signatory
A.Michael K.A. Roche

.. Petitioner

versus

- 1.Union of India,
Under Secretary, Ministry of Finance,
North Block,
New Delhi – 110 001.
- 2.The Director General (Safeguards)
Directorate General of Trade Remedies
4th Floor, Jeevan Tara Building
Parliament Street,
New Delhi – 110 001.
- 3.The Assistant Commissioner of Customs,
Customs House,
60, Rajaji Salai,
Chennai-600 001.



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4.The Commissioner of Customs,
Customs House,
60, Rajaji Salai,
Chennai – 600 001.

5.The Directorate General of Systems and Data Management,
Hotel Samrat, Chanakypuri
New Delhi-110 021.

.. Respondents

Prayer: WP No.14057 of 2019 under Article 226 of the Constitution of India seeking issuance of a writ of certiorari calling for the impugned final findings No.F.No.22/1/2018-DGTR dated 16.07.2018 issued by the second respondent and quash the same as illegal, arbitrary, unconstitutional and without authority of law.

WP No.14050 of 2019 filed under Article 226 of the Constitution of India seeking issuance of a writ of certiorari calling for the impugned notification No.1/2018(SG) dated 30.07.2018 issued by the first respondent and quash the same as illegal, arbitrary and without authority of law.

For the Petitioner : Mr.Adithya Reddy

For the Respondents : Mr.Rajesh Vivekanandan,
for the first respondent

Ms.Hema Muralikrishnan,
for respondents 3 and 4

No appearance
for respondents 2 and 5



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COMMON ORDER

(Made by the Hon'ble Acting Chief Justice)

Learned counsel for the petitioner seeks to withdraw these writ petitions. He has also made an endorsement to that effect.

2. This Court in its order dated 08.05.2019, while entertaining the writ petitions, considering the interim relief sought in WMP Nos.14117, 14120, 14121, 14122 of 2019, ordered provisional release of goods under the Bills of Entry and also the subsequent Bills of Entry to be submitted, subject to the condition that the petitioners shall furnish bank guarantee for 50% of the amount demanded, as safeguard duty for a period of two years, which shall be renewed periodically and also furnish a bond for the balance 50% under each Bills of Entry.

3. The writ petition is dismissed as withdrawn. As a consequence, the order dated 08.05.2019 also stands cancelled. In view of the fact that the petitioner has paid the safeguard duty, bank guarantee furnished by the petitioner shall be returned and



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stands discharged. The bonds furnished shall also stand discharged.

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4. There will be no order as to costs. Consequently, WMP No.25649 of 2022 is closed.

(T.R., ACJ.) (D.B.C., J.)
10.04.2023

Index : Yes/No
Neutral Citation : Yes/No
tar



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To

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