



W.P. (MD) No. 28968 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.02.2023

C O R A M

THE HONOURABLE MR.JUSTICE P.D.AUDIKESAVALU

W.P. (MD) No. 28968 of 2022

Jeya Bharathi Raja

... Petitioner

Vs.

- 1.The Chief Commissioner of Customs (Delhi Zone),
New Custom House,
New Delhi – 37.
- 2.The Principal Commissioner of Customs,
No.60, Krishna Block,
Rajaji Salai,
Opposite to District Collectorate,
Chennai - 600 001.
- 3.The Chief Commissioner of Customs,
No.1, Williams Road,
Melapudur,
Cantonment,
Tiruchirappalli - 620 001.
- 4.The Superintendent of Customs,
O/o. the Assistant Commissioner of Customs,
No.66, Beach Road,
Tuticorin - 628 001.



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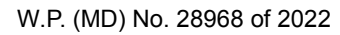
5. The Assistant Commissioner,
O/o. the Assistant Commissioner of Customs,
No.66, Beach Road,
Tuticorin - 628 001.

6. The District Collector,
Thoothukudi District,
Thoothukudi.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the constitution of India, to issue a Writ of Mandamus, directing the Respondents to release the petitioner's vehicle bearing Registration No. TN20BR7579 (Toyota Kirloskar Motor Private Limited), Chassis No. MBJ11JV4007246559, Engine No.2 KD 6664751 and TN76C7734 (MARUTI UDYOG LTD) Chassis No. MA3EVB11300873263, Engine No. F8BIN3831852 in connection with the case in OR No. 10/2022-23, TTN dated 22.08.2022 of 4th Respondent within a stipulated period as framed by this Court.

For Petitioner	: Mr. J.David Ganesan
For Respondents	: Mr. R.Nandakumar (R1 to R5)
	Senior Standing Counsel
	Assisted by
	Ms. S.Ragaventhre
	Junior Standing Counsel
	Mr. D.Gandhiraj (R6)
	Special Government Pleader



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3. This Court during the earlier hearing on 23.12.2022 had passed the following self-explanatory order:-



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“2. It has been brought to notice that under the Petitioner can make an application Section 110-A of the Customs Act, 1962, for provisional release of the seized vehicle pending adjudication before the Assistant Commissioner of Customs, Divisional Preventive Unit, Tuticorin under the control of Commissioner, Trichy Customs. In view of the same, Learned Counsel for the Petitioner states that such application would be made and informed on the next hearing.”

It is informed today that the Joint Commissioner of Customs, Ramanathapuram, by proceedings in GEN/ADJ/JC/10/2023-ADJN, dated 06.02.2023 has passed an order for provisional release of the immovable property seized from the Petitioner on certain conditions and its copy has been placed on record.

4. In such circumstances, nothing remains for further consideration in the Writ Petition, but it would not preclude the Petitioner, if he still has any grievance, to work out his rights before the proper forum in the manner recognized by law.



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In fine, this Writ Petition is disposed with the aforesaid clarifications.

No costs.

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Index : Yes/No

Internet : Yes/No

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Note : Issue Order Copy by 24.02.2023

TO:

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