

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.10765 OF 2024

Svaryu Energy Limited
(Formerly Refex Energy Ltd.)
through its Director Arun Mehta

...Petitioner

Versus

Union of India,
through its Secretary Department of
Revenue & Anr.

...Respondents

Dr. Sujay Kantawala a/w. Mr. R. K. Tomar, Mr. Gaurav Sarfare, Mr. Ankit
Dhindale and Mr. Avinash Limbola for Petitioner.

Mr. Jitendra Mishra a/w. Ms. Sangeeta Yadav for Respondents.

CORAM : K. R. SHRIRAM,
JITENDRA JAIN, J.J.

DATED : 5th AUGUST 2024

P.C.

1. Dr. Kantawala states that the primary prayer is for provisional release of the seized goods covered under the impugned seizure memos dated 1st February 2024 and 14th February 2024 on such terms and conditions as the Court may impose or the concerned authority may impose.

2. Mr. Mishra states that an application for considering provisional release of the goods covered under the seizure memos is required to be made which Petitioner has not made. Dr. Kantawala

responded by saying the petition itself be considered as an application alongwith documents annexed to the petition and the petition be disposed.

3. Mr. Mishra states that the petition will be looked into as an application for provisional release of the seized goods and orders will be passed in accordance with law after hearing Petitioner. Statement accepted.

4. Therefore, Respondent No.2 shall consider the petition itself as an application as mentioned above and pass appropriate orders in accordance with law after giving personal hearing, notice whereof shall be communicated atleast five workings in advance.

5. Petition disposed.

6. We clarify that we have not made any observation on the merits of the matter.

[JITENDRA JAIN, J.]

[K. R. SHRIRAM, J.]