



W.P.(MD)No.6716 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 20.03.2024

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.6716 of 2024

and

W.M.P.(MD)Nos.6231 and 6232 of 2024

Sheik Abdullah

... Petitioner

versus

The Joint Commissioner of Customs
(Preventive),
Office of the Commissioner of Customs
(Preventive),
No.1, William Road,
Contonment,
Tiruchirappalli.

... Respondent

Writ Petition filed under Article 226 of the Constitution of India, seeking for the issuance of Writ of Certiorari, to call for the records pertaining to the impugned order passed by the respondent in his proceedings GEN/ADJ/JC/38/2023-ADJN dated 15.12.2023 and the corrigendum order in File No.GEN/ADJ/JC/38/2023-ADJN dated 05.01.2024 and quash the same as illegal.



W.P.(MD)No.6716 of 2024

For Petitioner : Mr.T.Lenin Kumar

For Respondent : Mr.N.Dilipkumar,
Standing Counsel

ORDER

The order of confiscation dated 15.12.2023 is challenged in this writ petition.

2. The learned Standing Counsel appearing for the respondent submits that the petitioner is having an appeal remedy, however, without exhausting the same, the petitioner has filed this writ petition. According to him, the order of confiscation dated 15.12.2023 was followed by corrigendum order dated 05.01.2024. Therefore, the petitioner can very well file an appeal before the appellate authority, within the statutory period of 60 days.

3. Since the petitioner is having an appeal remedy and he has filed this writ petition without exhausting the same, this writ petition is



W.P.(MD)No.6716 of 2024

disposed of with liberty to the petitioner to file an appeal before the appellate authority, within a period of one week from the date of receipt of a copy of this order. No costs. Consequently, connected miscellaneous petitions are closed.

20.03.2024

ogy

NCC : Yes / No.

Index : Yes / No.

Internet : Yes / No.

To

The Joint Commissioner of Customs (Preventive),
Office of the Commissioner of Customs (Preventive),
No.1, William Road,
Contonment,
Tiruchirappalli.



WEB COPY



W.P.(MD)No.6716 of 2024

B.PUGALENDHI, J.

ogy

W.P.(MD)No.6716 of 2024

20.03.2024