



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-09-2025

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THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

W.P.No.24588 of 2025

and

W.M.P.No.27696 of 2025

M/s.Bay-Forge Pvt Ltd
Rep by its Managing Director
Shri Julian Amirtharaj
Palayanoor P.O. Vedanthangal Road,
Pukkathurai Village
Madurantakam Taluk,
Chengalpattu District
Tamil Nadu 603 308

Petitioner

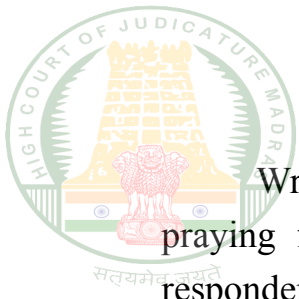
Vs

1. The Commissioner of Customs (Imports)
Custom House, No.60, Rajaji Salai
Chennai 600 001

2. The Additional Commissioner of Customs
Import Commissionerate
Custom House, Group 4
No.60, Rajaji Salai
Chennai 600 001

3. The Ministry of Steel
Rep by its Joint Secretary
Room No.289, Udyog Bhawan
New Delhi 110 011

Respondents



Writ Petition is filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the 1st and 2nd respondents to release the goods under Bill of Entry No.4651331 dated 24.07.2024 declared as SA182 F316L MOD Forged Bars (Stainless Steel) under CTH 72181000 on assessment and grant detention demurrage waiver certificate and the 3rd respondent to grant NOC / exemption for such release from Steel and Steel Products (Quality Control) Order, 2024.

For Petitioner : Mr.B.Satish Sundar

For Respondents : Mrs.Revathi Manivannan
Senior Standing Counsel
for R1 and R2
Mrs.Sushma
Senior Panel Counsel for R3

ORDER

This Court heard the learned counsel for the petitioner, the learned Senior Standing Counsel appearing on behalf of the respondents 1 & 2 and the learned Senior Panel Counsel appearing on behalf of the third respondent.

2. On carefully considering the submissions made by the respective learned counsel for the parties, it is seen that the request made by the petitioner seeking for exemption, was rejected at least on two occasions by the third respondent. The petitioner, in spite of the same, is placing reliance upon a subsequent exemption that was granted through a circular issued during December, 2024. The third respondent has explained in the counter affidavit as to why that circular will not apply in the case of the petitioner. In any case, the



request made by the petitioner has been rejected by the third respondent and therefore, the petitioner cannot maintain the writ petition and seek for a mandamus without challenging the rejection of NOC. The learned counsel submitted that the petitioner may be permitted to file a fresh writ petition on the same cause of action by challenging the rejection of NOC.

3. This writ petition is dismissed by granting liberty to the petitioner to file a fresh writ petition challenging the rejection of NOC and raise all the grounds. Consequently, the connected writ miscellaneous petition is also dismissed. No costs.

23-09-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

SS



To

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**N.ANAND
VENKATESH J.**

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