



WEB COPY

WP No. 28951 of 2024



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-04-2025

CORAM

THE HONOURABLE MR JUSTICE ABDUL QUDDHOSE

WP No. 28951 of 2024

AND

WMP NO. 37233 OF 2024, WMP NO. 37830 OF 2024, WP NO. 28956 OF 2024, WP NO. 32447 OF 2024, WP NO. 32450 OF 2024, WP NO. 32454 OF 2024, WP NO. 32455 OF 2024, WP NO. 34362 OF 2024, WP NO. 34893 OF 2024

1. M/s.Shaker Exports

Rep By Its Partners Mansoor Ali, No.1-

4-27-71/41 Padmashali Colony,

Musheerabad, Hyderabad-500 020

Petitioner(s)

Vs

1. The Assistant Commissioner Of
Customs

Dock Intelligence Unit/preventive
Commissionerate, Chennai Customs
House, Rajaji Salai, Chennai-600 001

Respondent(s)

WMP No. 37233 of 2024

1. M/s.Cara Frozen Foods

Rep By Its Proprietor Mr. Aslam

Shaikh, 03, Near Kena Market, Tata

Nagar, Govandi (w), Mumbai- 400 43



Maharashtra.

WEB COPY

WP No. 28951 of 2024



Petitioner(s)

Vs

1. The Principal Commissioner Of
Customs (exports)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

2.The Additional Commissioner Of
Customs (diu)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

3.The Assistant / Deputy
Commissioner Of Customs (diu(
Custom House, No.60, Rajaji Salai,
Chennai- 001.

4.THE ADDITIONAL
COMMISSIONER OF CUSTOMS
(eEXPORTS)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

Respondent(s)

WMP No. 37830 of 2024

1. M/s.Premium Food Exports,
Rep. By Its Proprietor Shahnawaz,
Room No.1, 204, Uncha Saddiqq
Nagar, Near Babu Miya Mothi, Meerut-
250 002, Uttar Pradesh.

Petitioner(s)



Vs

1. The Principal Commissioner Of
Customs (exports),
Customs House, No.60, Rajaji Salai,
Chennai-600 001

2. The Additional Commissioner Of
Customs (diu)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

3. The Assistant / Deputy Commissioner
Of Custom (diu)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

4. The Additional Commissioner Of
Customs (exports)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

Respondent(s)

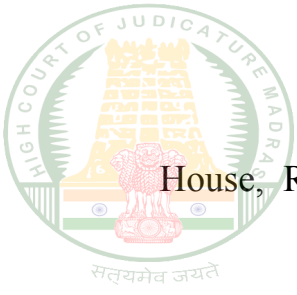
WP No. 28956 of 2024

1. M/s.Universal Foods Exports
Rep By Its Export Partners Mohammed
Khalid Alam, No.6562/9, 3rd Floor,
Chamelion Road, Bara Hindu Road,
North Delhi-110 006

Petitioner(s)

Vs

1. The Assistant Commissioner Of
Customs
Dock Intelligence Unit/preventive
Commissionerate, Chennai Customs



WP No. 28951 of 2024



House, Rajaji Salai, Chennai-600 001

Respondent(s)

WEB COPY

WP No. 32447 of 2024

1. M/s.Al Afnan Exports

Rep. By Its Afnan Ali, No.K-123, Azad
Apartment, I.P.Extension, Patparganj,
Delhi-110 092.

Petitioner(s)

Vs

1. The Assistant Commissioner Of
Customs

Dock Intelligence Unit/preventive
Commissionerate, Chennai Customs
House, Rajaji Salai, Chennai-600 001.

Respondent(s)

WP No. 32450 of 2024

1. M/s.Sanya Exim Private Limited

Rep. By Its Director Manawar Ali,
No.A-145/75, Street No.1, Krishnapuri,
Mandawali, Delhi-110 092.

Petitioner(s)

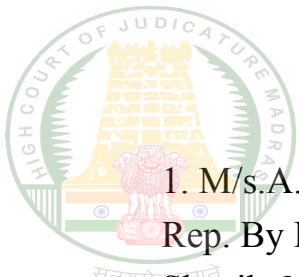
Vs

1. The Assistant Commissioner Of
Customs

Dock Intelligence Unit/preventive
Commissionerate, Chennai Customs
House, Rajaji Salai, Chennai-600 001.

Respondent(s)

WP No. 32454 of 2024



1. M/s.A.S.Foods

Rep. By Its Proprietor Mohammad

Shoaib, No.518, 5th Floor,

Indraprakash Building, Barakhamba

Road, Connaught Place, Delhi-110 001.

Petitioner(s)

Vs

1. The Assistant Commissioner Of
Customs

Dock Intelligence Unit/preventive

Commissionerate, Chennai Customs

House, Rajaji Salai, Chennai-600 001.

Respondent(s)

WP No. 32455 of 2024

1. M/s.Sarah Foods

Rep. By Its Proprietor Mohammad

Zulfiquar, C-16, Third Floor, Guru

Nank Pura, Lakshmi Nagar, Delhi-110

092.

Petitioner(s)

Vs

1. The Assistant Commissioner Of
Customs

Dock Intelligence Unit/preventive

Commissionerate, Chennai Customs

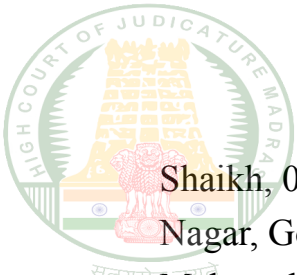
House, Rajaji Salai, Chennai-600 001.

Respondent(s)

WP No. 34362 of 2024

1. M/s.Cara Frozen Foods

Rep By Its Proprietor Mr. Aslam



Shaikh, 03, Near Kena Market, Tata
Nagar, Govandi (w), Mumbai- 400 43
Maharashtra.

WEB COPY

Petitioner(s)

Vs

1. The Principal Commissioner Of
Customs (exports)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

2.The Additional Commissioner Of
Customs (diu)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

3.The Assistant / Deputy
Commissioner Of Customs (diu(
Custom House, No.60, Rajaji Salai,
Chennai- 001.

4.THE ADDITIONAL
COMMISSIONER OF CUSTOMS
(eEXPORTS)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

Respondent(s)

WP No. 34893 of 2024

1. M/s.Premium Food Exports,
Rep. By Its Proprietor Shahnawaz,
Room No.1, 204, Uncha Saddiqq
Nagar, Near Babu Miya Mothi, Meerut-
250 002, Uttar Pradesh.



WP No. 28951 of 2024



Petitioner(s)

Vs

WEB 1. The Principal Commissioner Of

Customs (exports),
Customs House, No.60, Rajaji Salai,
Chennai-600 001

2.The Additional Commissioner Of
Customs (diu)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

3.The Assistant / Deputy Commissioner
Of Custom (diu)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

4.The Additional Commissioner Of
Customs (exports)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

Respondent(s)

WP No. 28951 of 2024

PRAYER

directing the respondent to immediately shut out the cargo, cancel the bills in shipping bill 3169449 dated 13.8.2024 and enable the petitioner to immediately shift out the petitioners cargo from the respondents custody

WMP No. 37233 of 2024

PRAYER

To direct the Respondents herein to Release / Return the Goods for taking back the goods to Town comprising of 24.00 MTS ., Viz., 24,000 kgs., viz., 1200 cartons of frozen Boneless Buffalo Meat presented for export vide Shipping Bill



No. 3858202, dated 09.09.2024 provisionally on execution of simple Bond by the Petitioner, pending disposal of the above writ petition.

WEB COPY

WMP No. 37830 of 2024

PRAYER

To direct the respondents herein to Release / Return the goods for taking back the goods to Town comprising of 28,494 mts viz., 1471 cartons of Indian Halal Forzen Boneless Buffalo Meat presented for export vide Shipping Bill No.3854049 dated 09.09.2024 provisionally on execution of simple bond by the petitioner pending disposal of the above writ petition

WP No. 28956 of 2024

PRAYER

directing the respondent to immediately shut out the cargo, cancel the bills in SB.No 3155427 and 3156024 dated 12.8.2024 and enable the petitioner to immediately shift out the petitioners cargo from the respondents custody

WP No. 32447 of 2024

PRAYER

directing the respondent to immediately shut out the cargo, cancel the bills in Shipping Bill Nos. 3857105 dated 09.09.2024, 3857123 dated 09.09.2024, 3857153 dated 09.09.2024, 3859164 dated 09.09.2024, 3920907 dated 11.09.2024 and 3924186 dated 11.09.2024 and enable the petitioner to immediately shift out the petitioners cargo from the respondents custody and pass

WP No. 32450 of 2024

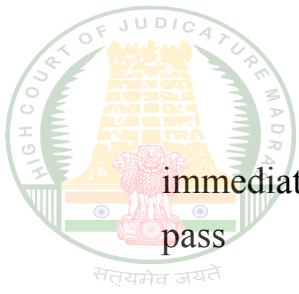
PRAYER

directing the respondent to immediately shut out the cargo, cancel the bills in SB Nos. 3903969 dated 10.09.2024 and enable the petitioner to immediately shift out the petitioners cargo from the respondents custody and pass

WP No. 32454 of 2024

PRAYER

directing the respondent to immediately shut out the cargo, cancel the bills in Shipping Bill Nos. 3882867 dated 10.09.2024 and enable the petitioner to



immediately shift out the petitioners cargo from the respondents custody and pass

WEB COPY

WP No. 32455 of 2024

PRAYER

directing the respondent to immediately shut out the cargo, cancel the bills in Shipping Bill Nos. 3927980 dated 11.09.2024 and enable the petitioner to immediately shift out the petitioners cargo from the respondents custody and pass

WP No. 34362 of 2024

PRAYER

Directing the respondents herein to grant permission to shutout the cargo / taking back the cargo to Town and to release the goods comprising of 24.00 MTS ., Viz., 24,000 kgs., viz., 1200 cartons of frozen Boneless Buffalo Meat presented for export vide Shipping Bill No. 3858202, dated 09.09.2024.

WP No. 34893 of 2024

PRAYER

Directing the respondents herein to grant permission to Shutout the Cargo / taking back the cargo to Town and to release the goods comprising of 28,494 mts viz., 1471 cartons of Indian Halal Forzen Boneless Buffalo Meat presented for export vide Shipping Bill No.3854049 dated 09.09.2024

WP No. 28951 of 2024

For Petitioner(s): A.B.Fathima Sulthana
S.Krishnamoorthy

For Respondent(s): M/s. Revathi Manivannan For
Respt. Memo Dt 01/10/2024
Mr.M.Santhanaraman Ssc For R1
Memo Dt 15/10/2024

**ORDER**

WEB COPY It is represented by the learned senior standing counsel appearing for the

respondent that in W.P. Nos.28951, 28956, 32447, 32450, 34362 and 34893 of

2024, pursuant to the interim directions issued by this Court on 20.11.2024, the

competent authority has rejected the request of the respective petitioners,

seeking for provisional release of the cargo by rejection orders dated 05.03.2025

and 10.03.2025. In view of the same, he would submit that the respective

petitioners will have to challenge the said orders if they are aggrieved by the

same. Therefore, he would submit that the aforesaid writ petitions have now

become infructuous.

2. Learned counsel appearing for the respective petitioners in the aforesaid writ petitions seek liberty for the petitioners to challenge the orders dated 05.03.2025 and 10.03.2025 passed by the respondent, pursuant to the interim directions given by this Court on 20.11.2024. No prejudice will be caused if such a liberty is granted. Since final orders have been passed by the competent authority on 05.03.2025 and 10.03.2025, the aforesaid writ petitions



have now become infructuous. Accordingly, W.P. Nos.28951, 28956, 32447,

32450, 34362 and 34893 of 2024 are disposed of. However, liberty is granted to

the writ petitioners to challenge the rejection orders passed by the competent

authority dated 05.03.2025 and 10.03.2025, rejecting the respective petitioner's

request for provisional release of cargo in the manner known to the petitioners

under law.

25-04-2025

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No

Note: Post the matter in W.P.Nos.32454 and 32455 of 2024 on 13.06.2025.



WP No. 28951 of 2024

WEB COPY

To

1.The Assistant Commissioner Of
Customs
Dock Intelligence Unit/preventive
Commissionerate, Chennai Customs
House, Rajaji Salai, Chennai-600 001

WMP No. 37233 of 2024

To

1.The Principal Commissioner Of
Customs (exports)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

2.The Additional Commissioner Of
Customs (diu)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

3.The Assistant / Deputy
Commissioner Of Customs (diu(
Custom House, No.60, Rajaji Salai,
Chennai- 001.

4.THE ADDITIONAL
COMMISSIONER OF CUSTOMS
(eEXPORTS)
Custom House, No.60, Rajaji Salai,
Chennai- 001.



WMP No. 37830 of 2024

WEB COPY

To

1.The Principal Commissioner Of
Customs (exports),
Customs House, No.60, Rajaji Salai,
Chennai-600 001

2.The Additional Commissioner Of
Customs (diu)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

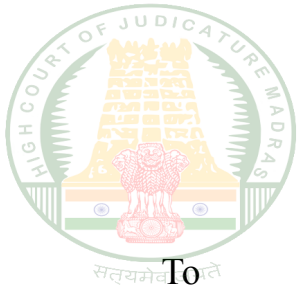
3.The Assistant / Deputy Commissioner
Of Custom (diu)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

4.The Additional Commissioner Of
Customs (exports)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

WP No. 28956 of 2024

To

1.The Assistant Commissioner Of
Customs
Dock Intelligence Unit/preventive
Commissionerate, Chennai Customs
House, Rajaji Salai, Chennai-600 001



WP No. 32447 of 2024

To

WEB COPY

1.The Assistant Commissioner Of
Customs
Dock Intelligence Unit/preventive
Commissionerate, Chennai Customs
House, Rajaji Salai, Chennai-600 001.

WP No. 32450 of 2024

To

1.The Assistant Commissioner Of
Customs
Dock Intelligence Unit/preventive
Commissionerate, Chennai Customs
House, Rajaji Salai, Chennai-600 001.

WP No. 32454 of 2024

To

1.The Assistant Commissioner Of
Customs
Dock Intelligence Unit/preventive
Commissionerate, Chennai Customs
House, Rajaji Salai, Chennai-600 001.

WP No. 32455 of 2024

To

1.The Assistant Commissioner Of



Customs

Dock Intelligence Unit/preventive

Commissionerate, Chennai Customs

House, Rajaji Salai, Chennai-600 001.

WP No. 34362 of 2024

To

1.The Principal Commissioner Of
Customs (exports)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

2.The Additional Commissioner Of
Customs (diu)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

3.The Assistant / Deputy
Commissioner Of Customs (diu(
Custom House, No.60, Rajaji Salai,
Chennai- 001.

4.THE ADDITIONAL
COMMISSIONER OF CUSTOMS
(eEXPORTS)
Custom House, No.60, Rajaji Salai,
Chennai- 001.

WP No. 34893 of 2024

To

1.The Principal Commissioner Of



Customs (exports),
Customs House, No.60, Rajaji Salai,
Chennai-600 001

WEB COPY

2.The Additional Commissioner Of
Customs (diu)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

3.The Assistant / Deputy Commissioner
Of Custom (diu)
Customs House, No.60, Rajaji Salai,
Chennai-600 001

4.The Additional Commissioner Of
Customs (exports)
Customs House, No.60, Rajaji Salai,
Chennai-600 001



WEB COPY

WP No. 28951 of 2024



ABDUL QUDDHOSE J.

**WP No. 28951 of 2024
AND WMP NO. 37233
OF 2024, WMP NO.
37830 OF 2024, WP NO.
28956 OF 2024, WP NO.
32447 OF 2024, WP NO.
32450 OF 2024, WP NO.
32454 OF 2024, WP NO.
32455 OF 2024, WP NO.
34362 OF 2024, WP NO.
34893 OF 2024**



WEB COPY

WP No. 28951 of 2024



25-04-2025