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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 16612/2025**

NASIR

.....Petitioner

Through: Mohd. Ather Ansari, Md. Mobin
Akhtar, Mr. Mohd. Salman, Advs.

versus

THE COMMISSIONER OF CUSTOM & ORS.Respondents

Through: Mr. Gibran Naushad, SSC with Mr.
Harsh Singhal and Mr. Suraj Shekhar
Singh, Advs.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE SHAIL JAIN

ORDER

% **18.12.2025**

1. The hearing has been done through hybrid mode.
2. The present petition has been filed by the Petitioner under Article 226 and 227 of the Constitution of India, inter alia, seeking release of two gold bars weighing of total of 168 grams (hereinafter, 'gold bars') which were detained by the Customs Department *vide* detention receipt dated 16th October, 2022, that were appraised on 1st November, 2022.
3. A brief background of the Petitioner's case is that he is an India passport holder working in Saudi Arabia. The Petitioner had travelled back to India on 16th October, 2022, and upon his arrival at the Indira Gandhi International Airport, New Delhi, he was intercepted by concerned officials of the Custom Department and the gold bars were seized.
4. The Petitioner, Mr. Nasir has joined the Court virtually. Mr. Gibran Naushad, Id. SSC has obtained instructions and submits that no Show Cause



Notice (SCN) has been issued in this matter.

5. Under such circumstances, in terms of the decision in ***Union of India &Anr. Vs. Jatin Ahuja, Civil Appeal No. 3489/2024***, let the goods of the Petitioner be released to the Petitioner subject to payment of applicable Customs Duty and the warehousing charges. If the Respondent wishes to take any action for redemption fine and penalty, it may do so under Section 124 of the Customs Act 1962, in accordance with law. Warehousing charges as on the date of detention shall also be liable to be paid.

6. The Petitioner shall appear either physically or through authorized representative before the Customs Department on 16th January, 2026 for release of the goods. The following nodal officer shall facilitate the Petitioner in appearing before the Department:

***Mr. MukeshGulia, Superintendent, Legal
Office of Commissioner, Customs
IGI Airports, T-3, New Delhi
Email id: igilegaldelhi@gmail.com
Mobile No.: 9999922479***

7. If the petitioner is not appearing physically, he may appear virtually to confirm the identity of the authorized representative.

8. The petition is disposed of in these terms. Pending applications, if any, are also disposed of.

PRATHIBA M. SINGH, J

SHAIL JAIN, J

DECEMBER 18, 2025/kp/rm