



WEB COPY

W.P. No.14335 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-03-2026

CORAM

THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ

W.P. No.14335 of 2025

and

W.M.P. Nos.16132 and 16134 of 2025

Dinesh Gowda
Door No.156, Yadamuri Mandal,
Bengaluru Bypass Road, Varigapalli Village,
Chitoor, Andhra Pradesh-517 104

..Petitioner(s)

Vs

1. The Additional Commissioner of Customs,
Chennai-II (Import) Commissionerate,
Office of the Commissioner of Customs,
Custom House, No.60, Rajaji Salai,
Chennai-600001.

2. The Commissioner of Customs (Appeals)
Custom House, 5th Floor,
No.60, Rajaji Salai, Chennai-600 001.

..Respondent(s)

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for a writ of Certiorari calling for the records of the impugned order in original No.104996/2024 dated 08.2.2024 in F.No.CUS/APR/SCN/501/2023-GR-3 DIN NO.20240273MX000042481E on the file of the 1st respondent and quash the same as illegal, unjust, unfair and in violation of principles of natural justice insofar as the petitioner is concerned.

For Petitioner(s): Mr.A.K.Jayaraj

For Respondent(s): Mr.Rajnish Pathiyil
Senior Panel Counsel



ORDER

The present writ petition is filed challenging the order-in-original dated 08.02.2024 *inter-alia* on the ground that the relied upon documents were not furnished despite request made by the petitioner.

2. At the outset, it is submitted by the learned counsel for petitioner that even the order-in-original was not served on the petitioner in the manner provided under Section 153 of the Customs Act, 1962.

3. To a pointed question as to how the order was complied in terms of Section 153 of the Customs Act, 1962, the learned counsel for respondents except to ascertain that it was made in due compliance thereof was not able to produce any relevant materials to demonstrate the same.

4. In the circumstances, this Court is inclined to dispose of the writ petition by granting liberty to the petitioner to file an appeal before the appellate authority within a period of two weeks from the date of receipt of a copy of this order. If any such appeal is filed, the same shall be admitted and entertained and orders shall be passed in accordance with law after affording reasonable opportunity of hearing to the petitioner, subject to the petitioner satisfying all other conditions including pre-deposit.



5. Accordingly, the writ petition stands disposed of. No costs.

Consequently, the connected miscellaneous petitions are closed.

17-03-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

MKA

To:

1. The Additional Commissioner of Customs,
Chennai-II (Import), Commissionerate,
Office of the Commissioner of Customs,
Custom House, No.60, Rajaji Salai,
Chennai-600001
2. The Commissioner of Customs (Appeals)
Custom House, 5th Floor, No.60,
Rajaji Salai, Chennai-600 001.



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MOHAMMED SHAFFIQ J.

MKA

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