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

+ **W.P.(C) 6471/2019**

M/S. ANGLO FRENCH DRUGS & INDUSTRIES
LIMITED & ANR.

..... Petitioners

Through Mr Naween R. Nath, Mr Amrita Sharma,
Mr Darpan K.M. Rahul Jain, Mr Siddharth
Agarwal, Advocates.

versus

UNION OF INDIA & ANR.

..... Respondents

Through Mr Kirtiman Singh, CGSC with
Mr Farman Ali, Mr Prateek, Advocates.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

ORDER

% **31.05.2019**

CM APPL. 27407/2019

1. Allowed, subject to all just exceptions.
2. The application is disposed of.

W.P.(C) 6471/2019 & CM APPL. 27406/2019

3. Arguments partly heard.
4. One of the issues that requires to be addressed is with respect to the interest levied under Section 7A of the Essential Commodities Act, 1955. The learned counsel appearing for the petitioner states that interest can be levied only from the date from when the petitioner fails to pay the demand and not from the date of overcharging. He states that this issue is covered by several decisions of this Court.

5. Mr Kirtiman Singh, learned counsel appearing for the respondent contests the above and seeks time to advance submissions.
6. List on 04.07.2019.
7. In the meanwhile, the petitioner states that he shall deposit the principal amount as specified in the demand notice. Let the same be done within a period of two weeks, from today. It is clarified that whether the amount so deposited is to be appropriated towards the interest of the principal amount would be subject to the outcome of the present petition.
8. Order *dasti* under the signature of Court Master.

VIBHU BAKHRU, J

MAY 31, 2019

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