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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 9824/2019 & CM APPLs.40524/2019, 2450/2020**
INDIAN CABLE NETCOMPANY LIMITEDPetitioner

Through: Mr AR Madhav Rao, Mr Krishna Rao,
Mr Mukunda Rao, Mr Tushar Joshi,
Advs. (M: 9873686316)

versus

UNION OF INDIA & ORS.

.....Respondents

Through: Ms. Arunima Dwivedi, CGSC with Mr.
Sainyam Bhardwaj, Adv. for UOI.
Mr. Aditya Singla, SSC, CBIC.

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WITH

+ **W.P.(C) 13701/2019 & CM APPLs.55194/2019, 27025/2020**
DISH INFRA SERVICES PVT. LTD.Petitioner

Through: Mr AR Madhav Rao, Mr Krishna Rao,
Mr Mukunda Rao, Mr Tushar Joshi,
Advs.

versus

UNION OF INDIA AND ORS.

.....Respondents

Through: Mr. Ripudaman Bhardwaj, CGSC
with Mr. Kushagra Kumar, Mr.
Abhinav Bhardwaj and Mr. Amit
Kumar Rana, Adv.

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AND

+ **W.P.(C) 9825/2019 & CM APPL.40528/2019**
SITI NETWORKS LIMITEDPetitioner

Through: Mr AR Madhav Rao, Mr Krishna Rao,
Mr Mukunda Rao, Mr Tushar Joshi,
Advs.

versus

UNION OF INDIA & ORS.

.....Respondents

Through: Ms. Arunima Dwivedi, CGSC with Mr.
Sainyam Bhardwaj, Adv. for UOI.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE RAJNEESH KUMAR GUPTA

ORDER

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27.05.2025



1. This hearing has been done through hybrid mode.
2. The present petitions have been filed by the Petitioners under Article 226 of the Constitution of India, *inter alia*, seeking issuance of an appropriate writ directing the Respondents not to deny the 'country of origin' benefit without following the mandatory procedure provided under **Notification No. 189/2009-Cus** dated 31st December 2009.
3. These petitions further challenge the *vires* of the proviso to Section 28(1)(a) of the Customs Act, 1962.
4. It is submitted by Mr. Madhav Rao, Id. Counsel for the Petitioners that there is a connected matter being **W.P.(C) 5774/2021 titled 'SITI Networks Limited Vs. Union of India & Anr.'** listed on 9th October, 2025.
5. These matters were adjourned *sine die vide* order dated 11th October, 2023.
6. As per Id. Counsel for the Petitioners, the decision in **Review Petition No. 400/2021 titled 'Commissioner of Customs v. M/s Canon India Private Limited'** has been pronounced by the Supreme Court. However, the issues in these matters are still pending consideration in the Supreme Court.
7. Accordingly, subject to orders of Hon'ble the Chief Justice, list these matters, before another Bench of which one of us (Prathiba M. Singh, J.) is not a member, on 9th October, 2025, along with **W.P.(C) 5774/2021**.

PRATHIBA M. SINGH, J.

RAJNEESH KUMAR GUPTA, J.

MAY 27, 2025/dk/ck