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

+ CUSAA 224/2019

COMMISSIONER OF CUSTOMS
(AIRPORT & GENERAL)

..... Appellant

Through: Mr.Amit Bansal, Adv. with Mr.Aman
Rewaria, Ms.Vipasha Mishra, Adv.

Versus

HLPL GLOBAL LOGISTICS PVT. LTD.

..... Respondent

Through: Mrs.Anjali Jha Manish, Adv. with
Mr.Priyadarshi Manish, Ms.Jasmeet Kaur, Adv.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE C.HARI SHANKAR

ORDER

% **16.10.2019**

C.M.No.44341/2019 (for stay)

Having heard the learned counsel for the parties and looking to the facts and circumstances of the case, it appears that the respondent has not properly verified the transferrable duty credit scripts which are alleged to be forged in nature and CHAs have sold the licences which were not in existence.

Thus, there is a *prima facie* case in favour of the appellant. The balance of convenience is also in favour of the appellant and if the stay as prayed for is not granted, the appellant will suffer irreparable loss, hardship and inconvenience. We, therefore, stay the operation, implementation and execution of the order dated 1st February, 2019 passed by the Customs, Excise & Service Tax Appellate Tribunal, New Delhi which is at Annexure A-1 to the memo of this appeal till the final disposal of the appeal

The application stands disposed of.

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List on 9th December, 2019, the date already fixed in the category of
'After Notice Miscellaneous Matters' for final disposal.

CHIEF JUSTICE

C.HARI SHANKAR, J

OCTOBER 16, 2019

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