

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 15215 of 2025****With****F/CIVIL APPLICATION NO. 4850 of 2026****In****R/SPECIAL CIVIL APPLICATION NO. 15215 of 2025**

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M/S ASAHI TENNANTS COLOR PRIVATE LIMITED & ORS.

Versus

UNION OF INDIA & ORS.
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Appearance:

MR MIHIR JOSHI SENIOR ADVOCATE with MR RAJESH SHARMA, GARGI R

VYAS(7983) & MS SALONI JAIN for the Petitioner(s) No. 1,2,3,4,5,6,7,8

MR N. VENKATRAMAN LD. ADDITIONAL SOLICITOR GENERAL with MR ANKIT

SHAH(6371) & MR PARTH MEHTA for the Respondent(s) No. 1,2,3
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CORAM:HONOURABLE MR. JUSTICE A.S. SUPEHIA**and****HONOURABLE MR. JUSTICE PRANAV TRIVEDI****Date : 09/04/2026****ORAL ORDER****(PER : HONOURABLE MR. JUSTICE A.S. SUPEHIA)**

1. This Court on 29.01.2026 had passed the following order :-

"Despite the order dated 14.11.2025, learned Senior Advocate Mr. Mihir Joshi has submitted that no provisional assessment of imports concerning the product have been done by the respondent authorities as on today. Thus, even after a passage of more than almost three months the provisional assessment of import has not been done. Hence, we direct the respondent authorities that the same shall be done and appropriate order shall be placed before this Court by the next date of hearing, failing which the Court will be constrained to draw an adverse inference against the erring officers.

The matter is ordered to be listed on 05.02.2026.

To be listed on top of the Board.

2. It appears that thereafter, the Civil Application no. 4850 of 2026 has been filed by the applicant - original respondents on 10.02.2026 seeking recall of the order dated 14.11.2025. The contents of the Civil Application, more particularly paragraph 5 reveals that the applicant - original respondents has misconstrued the interim order passed by this Court and this Court had not granted any

interim direction to impose provisional duty in absence of notification. Hence, we direct that the earlier order dated 29.01.2026 shall be complied with failing which the Court will be constrained to make adverse observations against the applicant - original respondents.

List the matter on **30.04.2026**.

In the meanwhile, the respondents, if so desire may file an affidavit-in-reply dealing with averments made in the writ petition by the next date of hearing.

Interim relief granted earlier to continue till the next date of hearing.

(A. S. SUPEHIA, J)

(PRANAV TRIVEDI, J)

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