

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

MONDAY, THE NINTH DAY OF FEBRUARY

TWO THOUSAND AND TWENTY SIX

:PRESENT:

THE HONOURABLE SRI JUSTICE P.SAM KOSHY

AND

THE HONOURABLE SRI JUSTICE NARSING RAO NANDIKONDA

WRIT PETITION Nos: 7483 OF 2025 and 30627 OF 2024

WP.NO 7483 OF 2025

Between:

Chitimelli Shankaresh, S/o. Chitimelli Prabhakar

...Petitioner

AND

1. The Principal Commissioner of Customs Appeals, O/o. The Principal Commissioner of Customs, GST Bhavan, L.B Stadium Road, Basheerbagh, Hyderabad - 500 004.
2. The Air Customs Superintendent (AIU - C), O/o. The Deputy Commissioner of Customs, Rajiv Gandhi International Airport, Shamshabad, Hyderabad - 500 409.
3. The Assistant Commissioner of Customs (Disposal), O/o. The Principal Commissioner of Customs, GST Bhavan, L B Stadium Road, Basheerbagh, Hyderabad - 500 004.

...Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ order or direction more particularly one in the nature of Writ of Mandamus declaring action of the respondents in seizing the gold weighing 116.63 grams as illegal arbitrary and unconstitutional and direct the respondents to provisionally release the goods on the payment of applicable duty under Section 110 A of the Customs Act 1962 or on any conditions as directed by this Honorable court.

IA NO: 1 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the Respondents herein to set aside the confiscation notice Dated 19.02.2025 vide intimation bearing No.SG/DISP/12/2025-Cus-Disp, pending disposal of WP.No.7483 of 2025, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated: 17.03.2025, 30.04.2025, 28.07.2025, 05.08.2025, 22.09.2025 and 15.12.2025 made herein and upon hearing the arguments of M/s. M. KRISHNA CHAITANYA Advocate for the Petitioner and Mr. D. RAGHAVENDRA RAO Advocate for the Respondents.

WRIT PETITION NOS: 30627 OF 2024

Between:

Rajarapu Nagesh, S/o. Rajarapu Rajanna

...Petitioner

AND

1. The Principal Commissioner of Customs Appeals, O/o. The Principal Commissioner of Customs, GST Bhavan, L B Stadium Road, Basheerbagh, Hyderabad - 500 004.
2. The Air Customs Superintendent (AIU - A), O/o. The Deputy Commissioner of Customs, Rajiv Gandhi International Airport, Shamshabad, Hyderabad - 500 409.
3. The Assistant Commissioner of Customs(Disposal), O/o. The Principal Commissioner of Customs, GST Bhavan, L B Stadium Road, Basheerbagh, Hyderabad - 500 004.

...Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ order or direction more particularly one in the nature of Writ of Mandamus declaring action of the respondents in seizing the gold weighing 240.100 grams and issuing intimation bearing No. SG/DISP/209/2024-Cus-Disp dated 18/10/2024 as illegal arbitrary and unconstitutional and direct the respondents to provisionally release the goods on the payment of applicable duty under Section 110 A of the Customs Act 1962 or on any conditions as directed by this Honourable court;

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to direct the respondents herein to set aside the confiscation notice Dated 18/10/2024 vide intimation bearing No.SG/DISP/209/2024-Cus-Disp, pending disposal of WP.No.30627 of 2024, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and the order of the High Court dated: 06.11.2024, 30.04.2025, 28.07.2025 and 05.08.2025 made herein and upon hearing the arguments of M/s. M. KRISHNA CHAITANYA Advocate for the Petitioner, Ms. PRAVALIKA learned counsel representing SRI. DOMINIC FERNANDES Advocate for the Respondents, the Court made the following.

ORDER:

At request of learned Senior Standing Counsel for the respondents enabling them to file counter affidavit, list on 02.03.2026.

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

Respondents shall ensure filing of counter affidavit positively by the next date of hearing.

SD/-K.BHAVANI SWAMY
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. One CC to M/s. M. KRISHNA CHAITANYA, Advocate [OPUC].
2. Two spare copies

HIGH COURT

PSKJ & NNR,J

DATED:09.02.2026

POST ON 02.03.2026.

ORDER

WRIT PETITION Nos: 7483 OF 2025 and 30627 of 2024



INTERIM ORDER EXTENDED