



2020:CHC-AS:1646

24.06.2022

Sl no. 2
Ct no. 2
P.M.

WPA 5709 OF 2020
With
IA No. CAN 2 of 2021
Phoenix Conveyer Belt India Private Limited & Anr.
- Vs -
Principal Commissioner of Port (Customs) & Ors.

Mr. Tridib Bose
... for the petitioners

Mr. Bhaskar Prosad Banerjee
Mr. Kausik Dey,
Mr. Tapan Bhanja
... for the respondents authority

Heard learned advocates appearing for the parties.

This is an application for relief of interim order which was already subsisting by the order of the appeal Court dated 28th August, 2020 and continued till 31st December, 2020. Petitioners submit that the interim order expired in the midst of Covid period during which petitioners were protected by the order of the Supreme Court which continued till February, 28, 2022.

It also appears from record that by the order of the appeal Court dated 21st August, 2020 respondents were directed to file affidavit-in-opposition by September 28, 2020 but till date no



affidavit-in-opposition has been filed by the respondents without any explanation.

Considering the submissions of the parties the interim order of the appeal Court dated 28th August, 2020 is revived and it shall be continued till 31st August, 2022 or until further order whichever is earlier.

Time to file affidavit-in-opposition by the respondent is extended for a period of three weeks as a last chance, petitioner to file reply thereto, if any, within one week thereafter.

List this matter for final hearing after three weeks.

The application being CAN 2 of 2021 stands disposed of.

(Md. Nizamuddin, J.)