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SLP(C)No. 1946 OF 2004

ITEM No.34

Court No. 2

SECTION III

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.1946/2004  
(From the judgement and order dated 22/12/2003 in WA 1890/03  
of The HIGH COURT OF MADRAS)

M/S. VARDARIYA EXPORTERS

Petitioner (s)

VERSUS

JOINT DIRECTOR, FOREIGN TRADE & ANR.  
(With prayer for interim relief)(Office report)  
With SLP(C)No.2772/2004(With prayer for interim relief)

Respondent (s)

Date : 19/03/2004 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. RAJENDRA BABU  
HON'BLE MR. JUSTICE B.N. AGRAWAL  
HON'BLE MR. JUSTICE G.P. MATHUR

For Petitioner (s)Mr. Harish N. Salve, Sr. Adv.  
Mr.V.N. Raghupathy,Adv.

Mr. Harish N. Salve, Sr. Adv.  
Mr. P.V. Dinesh, Adv.

For Respondent (s)Mr. Satish Aggarwal,Adv.  
Mr.Ashish Aggarwal, Adv.  
Ms. Sushil Aggarwal, Adv.

UPON hearing counsel the Court made the following

O R D E R

Aggrieved by a notice issued by Directorate of Revenue Intelligence, petitioners before us filed a writ petition before the High Court challenging the validity of the same on the ground that already a notice has been issued by the Office of the Zonal Joint Director General of Foreign Trade under Section 14 and action under Section 11 (2) of the Foreign Trade Development Regulation) Act, 1992 and the two matters are identical and there cannot be two adjudications in respect of the same matter. It is very difficult for the petitioners at this premature stage to state whether it is so or not. In this view of the matter, it would be appropriate for the petitioners to urge this point before the authorities concerned and pursue other remedies thereafter. The Special leave petitions are dismissed accordingly.

( Meenu Sethi )  
Court Master

( Om Prakash )  
Court Master





