

ITEM NO.5+49

COURT NO.2

SECTION IIA

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 (Crl) No(s).3177/2012

(From the judgment and final order dated 29.03.2012 in Order No.36/Final Order/CUS/RKT/202 OF The Settlement Commission, Customs & Central Excise, MUMBAI)

VIJAY KUMAR GUPTA

Petitioner(s)

VERSUS

COM. OF CUSTOMS(IMPOT) MUMBAI

Respondent(s)

(With appln.(s) for ex-parte stay and exemption from filing c/c of the impugned judgment and office report)

WITH W.P. (C) No.183/2012

(With office report)

Date: 04/05/2012

These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR

HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR

For Petitioner(s)

Mr. Mukul Rohatgi, Sr. Adv.
Mr. Sanjay Agarwal, Adv.
Mr. Prashant Mishra, Adv.
Mr. Nikhil Jain, AOR

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

S.L.P. (Crl.) No.3177/2012

SLP (CRL.) 3177/12

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We have heard Mr. Mukul Rohatgi, learned senior counsel appearing in support of the special leave petition. Having regard to the order passed by the Settlement Commission, indicating that the immunity was granted subject to the condition that if a case was booked against any of the applicants/co-applicants within one year of the passing of that order, the immunity to prosecution would be liable to be withdrawn, we see no reason to interfere with the same, or to entertain the special leave petition, which is accordingly dismissed.

W.P. (C) No.183/2012

Although, we are not inclined to issue any Rule in the writ petition filed by the petitioner herein, we request

the concerned authorities, as mentioned in page No.22, to consider and dispose of the proposal for final award at an early date, and, if possible, within three months from date.

The writ petition is, accordingly, dismissed.

(Chetan Kumar)
Court Master

(Juginder Kaur)
Assistant Registrar