

**Minutes of the meeting of the Grievance Redressal Committee held on 10. 04. 2006  
at 10:00 Hours.**

**Item No. 1 M/s Pet Plastics Ltd., Mumbai (F.No. 06/13/2006/GRC)**

The decision will be communicated later.

**Item No. 2 M/s Tosif Silktex, Kolkata (F.No. 06/03/2006/GRC)**

The Committee gave a patient hearing to the petitioner and noted the statement of the petitioner that neither a show-cause notice was issued to them before black listing their company nor an order putting the company in the black list was served. Accordingly, the Committee directed the DGFT to get a report from RLA, Kolkata on the issue whether a show-cause notice was issued to the petitioner before black listing their company. Thereafter, the case will be considered in the next meeting in the presence of the petitioner.

**Item No. 3 M/s Core Healthcare Ltd, Ahmedabad (F.No. 06/187/2005/GRC)**

The Committee noted the fact that the petitioner did not appear though they had been requested for a personal hearing. The Committee decided to give another opportunity of personal hearing to the petitioner in its next meeting.

**Item No. 4 M/s Shree Thoppu Karuppasamy Textiles (P) Limited, Virudunagar (F.No. 06/52/2006/GRC)**

The Committee gave a patient hearing to the petitioner and noted that the petitioner had fulfilled 61.80% of export obligation against their EPCG Licence No. 2154177 dated 15.10.1998. The remaining export obligation could not be fulfilled by the petitioner due to sluggish trend in the international market and poor export price. Accordingly, the Committee decided to grant extension in export obligation period for two years, from the date of expiry of valid export obligation period, subject to payment of 50% of the amount of duty saved in proportion to unfulfilled export obligation.

**Item No. 5 M/s Jhagadia Copper Ltd, Jhagadia (Bharuch) (F.No. 06/57/2006/GRC)**

The decision will be communicated later.

**Item No. 6 M/s Tata Precision Industries (India) Ltd., Dewas (F.No. 06/68/2006/GRC)**

The Committee gave a patient hearing to the petitioner and noted that the petitioner could not fulfill export obligation within the extended EO period against the EPCG licence due to South East Asian crisis in 1997 and, thereafter, in the aftermath of the terrorist attack on the twin towers in New York followed by Iraq war. However, the petitioner had already completed 100% export obligation upto 31<sup>st</sup> December 2005. Accordingly, the Committee, keeping in view the facts and circumstances of the case, decided to grant extension in EOP upto 31<sup>st</sup> December 2005 for the purpose of regularization of the license subject to payment of 50% of the amount of duty saved in proportion to unfulfilled export obligation.

**Item No. 7 M/s Sujana Universal Industries Ltd., Hyderabad (F.No. 06/48/2006/GRC)**

The Committee noted the statement of the representative of the DGFT (HQ) that the matter has been considered and disposed of by the Grievance Committee of the DGFT. Accordingly, the Committee did not take any further cognizance of the matter.

**Item No. 8 M/s Videocon Industries Limited, New Delhi (F.No. 06/55/2006/GRC)**

The decision will be communicated later.

**Item No. 9 M/s Express Colour Scan Pvt. Limited, Gurgaon (F.No. 06/60/2006/GRC)**

The Committee noted the fact that the petitioner did not appear though they had been requested for a personal hearing. The Committee decided to give another opportunity of personal hearing to the petitioner in its next meeting.

**Item No. 10 M/s Kowley Polymers Pvt. Ltd Pune (F.No. 06/61/2006/GRC)**

The Committee gave a patient hearing to the petitioner and noted that the Show cause notice has already been issued to the petitioner and adjudication order is yet to be passed by the DGFT. Accordingly, the Committee advised the petitioner to await the adjudication order and approach the Appellate Committee (Deptt of Commerce), which is an appropriate forum under the statute, if aggrieved by the order passed by the DGFT.

**Item No. 11 M/s Henkel India Limited, Chennai (F.No. 06/62/2006/GRC)**

The decision will be communicated later.

**Item No. 12 M/s Bell Granito Ceramica Ltd., Mumbai (F.No. 06/64/2006/GRC)**

The Committee gave a patient hearing to the petitioner and noted the fact that the petitioner had faithfully followed the order of the Settlement Commission dated 03.05.2002, imposing payment of duty and waiver of the interest thereon. The order of the Settlement Commission being quasi-judicial in nature, the Committee directed DGFT to discharge them from interest liability against EPCG license No. 2133802 dated 20.12.1994.

**Item No. 13 M/s Sajawat Industries Limited, Bangalore (F.No. 06/160/2005/GRC)**

The Committee noted the fact that the petitioner did not appear though they had been requested for a personal hearing. The Committee decided to give another opportunity of personal hearing to the petitioner in its next meeting.

**Item No. 14 M/s Marson's Electrical Industries, Agra (F.No. 06/54/2006/GRC)**

The decision will be communicated later.

**Item No. 15 M/s Ramsarup Industrial Corporation, Kolkata (F.No. 06/47/2005/GRC)**

The Committee noted the fact that the petitioner did not appear though they had been requested for a personal hearing. The Committee decided to give another opportunity of personal hearing to the petitioner in its next meeting.

**Item No. 16 M/s Poggen-AMP Nagarseh Powertroncis Ltd., Vatva (F.No. 06/29/2006/GRC)**

The Committee noted the fact that the petitioner did not appear though they had been requested for a personal hearing. The Committee decided to give another opportunity of personal hearing to the petitioner in its next meeting.

**Item No. 17 M/s Mittal Enterprises, Kota (F.No. 06/10/2006/GRC)**

The Committee noted the statement of the representative of the DGFT (HQ) that the matter has been considered and disposed of by the Grievance Committee of the DGFT. Accordingly, the Committee did not take any further cognizance of the matter.

**Item No. 18 M/s Cipla Limited, Mumbai (F.No. 06/34/2006/GRC)**

The Committee noted the statement of the representative of the DGFT (HQ) that the matter has been considered and disposed of by the Grievance Committee of the DGFT. Accordingly, the Committee did not take any further cognizance of the matter.

**Item No. 19 M/s Koprana Ltd., Mumbai (F.No. 06/53/2006/GRC)**

The decision will be communicated later.

**Item No. 20 M/s Base Metal Chemicals, Baroda (F.No. 06/56/2006/GRC)**

The decision will be communicated later.

**Item No. 21 M/s Armour Polymers Ltd., Mumbai (F.No. 06/40/2006/GRC)**

The Committee deferred consideration of the case to its next meeting on the request of the petitioner.

**Item No. 22 M/s STC of India Ltd., New Delhi (F.No. 06/47/2006/GRC)**

The Committee gave a patient hearing to the petitioner and noted that ten advance licenses were issued to the petitioner during 1990-1995. The total CIF value of imports allowed under these ten licenses was 43.25 Lakh with an export obligation of Rs. 103.50 Lakh. Since actual imports by the petitioner were only worth Rs. 16.46 Lakh, the proportionate export obligation works out to be Rs. 39.39 Lakh against which the petitioner have already effected actual exports of Rs. 67.32 lakhs. Since the quantities imported and exported were not made available which is a pre-requisite for clubbing of licenses, the Committee directed the DGFT to ascertain the quantities imported and exported and, thereafter, consider clubbing of these 10 advance licenses.

**Item No. 23 M/s Armour Polymers Ltd., Mumbai (F.No. 06/67/2006/GRC)**

The decision will be communicated later.

**Item No. 24 M/s Synthetic & Rayon Textiles EPC, Mumbai (F.No. 06/63/2006/GRC)**

The Committee noted the fact that the petitioner did not appear though they had been requested for a personal hearing. The Committee decided to give another opportunity of personal hearing to the petitioner in its next meeting.

**Item No. 25 M/s Selective Minerals & Color Inds. (P) Ltd., Mumbai (F.No. 06/70/2006/GRC)**

The decision will be communicated later.

**Item No. 26 M/s Orange Impex, Kanur (F.No. 06/117/2005/GRC)**

The Committee noted the fact that the petitioner did not appear though they had been requested for a personal hearing. The Committee decided to give another opportunity of personal hearing to the petitioner in its next meeting.

**Item No. 27 M/s Madras Cements Limited, Chennai (F.No. 06/66/2006/GRC)**

The decision will be communicated later.

**Item No. 28 M/s Rajasthan Spinning & Weaving Mills Limited, Mumbai (F.No. 06/58/2006/GRC)**

The decision will be communicated later.

**Item No. 29 M/s VMN Associates, Bhopal (F.No. 06/69/2006/GRC)**

The Committee gave a patient hearing to the petitioner and noted that the DTA unit of the petitioner is making supplies to a unit in SEZ and had, thus, claimed refund of Terminal Excise Duty paid on the supplies to the SEZ unit. The denial of refund by Development Commissioner CSEZ on the ground that the buyers of the petitioner had claimed DEPB benefits against the exports does not appear justified as under the policy the petitioner can claim refund of Terminal Excise Duty and their buyer, DEPB benefits. Hence, there is no contradiction. The Committee, accordingly, directed DGFT/CSEZ to consider the refund claim of the petitioner as they are entitled for the same.

**Item No. 30 M/s Singla Exports, New Delhi (F.No. 06/92/2005/GRC)**

The Committee noted the fact that the petitioner did not appear though they had been requested for a personal hearing. The Committee decided to give another opportunity of personal hearing to the petitioner in its next meeting.