OFFICE OF THE COMMISSIONER OF CUSTOMS (EXPORT)

JAWAHARLAL NEHRU CUSTOM HOUSE SHEVA

TALUKA : URAN, DISTT : RAIGAD

F.No.S/26-Misc-43/07-08/Legal

Date: 27.06.2007

STANDING ORDER NO.26/2007

Subject: Revamping of Legal Cell and Posting of Nodal Officer for High Court

Keeping in view the observations of the Hon’ble Bombay High Court and subsequent issue of the Standing Order No.25/2007 dtd 20th June, 2007 by the Chief Commissioner of Customs in File No.S/V-30-Misc (104)/2007 CCO M-II, the following instructions are here by issued for strict compliance by all concerned officers.

1. The Legal Sections of both the Commissionerates (Import & Export) will hereafter merge to form a single Section under the charge of Commissioner
This Legal Section will have their office in Room No. C-503, 5th Floor and C Wing of this Custom House.

2. Shri R.L. Karangutkar, Superintendent of Customs(P), is hereby designated as the Nodal Officer and shall start functioning with immediate effect. Alternatively Shri B.B. Pattanaik, Supdt, is nominated in his absence.

3. The Nodal Officer shall remain present in Mumbai High Court on all the days when the Revenue bench sits. He should effectively liaise with the officers of the Seizing / Dealing units / Appraising Groups and the concerned Panel Counsel. He shall work closely with the Central Government Advocate and other Law Ministry Officers in consultation with Dy. / Asstt. Commissioner of Customs, Legal Cell. He shall also liaise with the Nodal Officer of Air Cargo Complex, Zone II, Mumbai.

4. The Nodal Officer, thus posted shall monitor all the cases of this Custom House listed before the Revenue Board. He should promptly dispatch the documents / intimations received from the Law Ministry / Panel Counsel to the Legal Cell.

5. The Nodal Officer shall have his office in the liaison office of the Chief Commissioner of the Customs, Zone II at new Customs House, Ballard Estate, Mumbai. The Nodal Officer shall maintain a register wherein he shall record the cases which he had attended to in the format given below.
<table>
<thead>
<tr>
<th>Date of Hearing &amp; Court No.</th>
<th>Respondents</th>
<th>Petitioner</th>
<th>W/P No.</th>
<th>Name &amp; Telephone of the Counsel &amp; Junior Counsel</th>
<th>Seizing / Investigating Agency</th>
<th>Attendance from the Revenue with Name &amp; Designation</th>
<th>Details of the Hearing</th>
<th>Next Date of Hearing</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>2</td>
<td>3</td>
<td>4</td>
<td>5</td>
<td>6</td>
<td>7</td>
<td>8</td>
<td>9</td>
<td>10</td>
</tr>
</tbody>
</table>

6. It is seen that many a times the concerned Dy. / Asstt. Commissioners of the Groups/ Docks do not respond timely to the references made regarding Court matters, which is causing unusual delay in the Judicial Proceedings, which in turn, is adversely affecting the departmental cases. All Dy. / Asstt. Commissioners of the Groups / Docks are, therefore, directed to be more careful in these matters and top priority to Court Matters. All Dy. / Asstt. Commissioner of Groups / Docks after receipt of communication/reference from Legal Cell shall immediately depute one well Conversant Officer who would forward parawise comments, brief facts to the Legal Cell and be available for briefing the Panel Counsel. Deputation of this well conversant officer shall be made in writing to Dy. / Asstt. Commissioner of Customs, Legal Cell.

7. It is reiterated that the above instructions shall be strictly complied with and that any laxity in this matter will be viewed seriously and responsibility would be fixed and any loss in revenue would be recovered from the concerned staff.
Copy to:

1. Chief Commissioner of Customs, Zone-II
2. Commissioner of Customs (Import), JNCH
3. Commissioner of Customs (Export), ACC
4. All Addl. / Jt./ DY./ Asstt. Commissioner of JNCH
5. Appraising Main / P.S.O.