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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **W.P.(C) 18920/2025**  
**INTERGLOBE AVIATION LTD.**

.....Petitioner

Through: Mr V Lakshmikumaran, Mr Yogendra Aldak, Ms Jyoti Pal, Mr Agrim Arora, Ms Kruti Parashar, Ms Anjali Singh and Mr Biswajeet Mishra, Advocates.

versus

DEPUTY COMMISSIONER (REFUND), OFFICE OF THE PRINCIPAL COMMISSIONER OF CUSTOMS, AIR CARGO COMPLEX (IMPORT) & ORS.

.....Respondents

Through: Mr. Anurag Ojha, SSC, Mr. V.K. Saxena, Ms. Hemlata Rawat, and Ms Monica Benjamin, JSCs.

**CORAM:**

**HON'BLE MR. JUSTICE V. KAMESWAR RAO**

**HON'BLE MR. JUSTICE VINOD KUMAR**

**ORDER**

% **19.12.2025**

**CM APPL. 78771/2025(long list of dates)**

1. For the reasons stated in the application, the same is allowed.
2. The application stands disposed of.

**CM APPL. 78770/2025(Exemption)**

3. Exemption is allowed, subject to all just exceptions.
4. The application stands disposed of.

**W.P.(C) 18920/2025**

5. This petition has been filed with the following prayers:-

*“a) Issue a writ of certiorari or any other appropriate writ, order or direction in the nature thereof, quashing the impugned disposal letters bearing File No. CUS/RFD/229/2025-RFD-O/o Pr COMMR-CUS-ACC(I)-DELHI/4387 dated 18.07.2025, File*



*No.CUS/RFD/230/2025/RFD-O/o Pr COMMR-CUS-ACC(I)-DELHI/4389 dated 18.07.2025 and File No.CUS/RFD/248/2025-RFD-O/o Pr COMMR-CUS-ACC(I)-DELHI/4883 dated 26.07.2025 holding that in order to claim a refund pursuant to the favourable orders or judgment of the appellate forums / courts, there is no requirement under law to get the Bills of Entry re-assessed;*

*b) issue a writ of mandamus or any other appropriate writ, order or direction in the nature thereof, directing the Respondents to expeditiously grant refund of Rs.925,77,92,015/- to the Petitioner in a time bound manner;*

*c) Issue a writ of mandamus or any other appropriate writ, order or direction in the nature thereof, directing the Respondents to grant compensatory interest for the said refund from the date of deposit;*

*d) Pass such further orders and other reliefs as the nature and circumstances of the case may require.”*

6. Issue notice. Mr Anurag Ojha, learned SSC accepts notice. He states that the issue on the basis of which the present claim has been filed is pending consideration before the Hon'ble Supreme Court, though no stay has been granted. He seeks time to file counter affidavit to this petition.

7. The counter affidavit be filed within a period of six weeks from today. Rejoinder thereto, be filed within two weeks thereafter.

8. Renotify on 08.04.2026.

**V. KAMESWAR RAO, J**

**VINOD KUMAR, J**

**DECEMBER 19, 2025**

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