

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petitions for Special Leave to Appeal (C) Nos.5200-5201/2023

[Arising out of impugned final judgment and order dated 20.12.2022 in WP No. 10630/2022 16-01-2023 in RP No.1/2023 passed by the High Court of Judicature at Bombay]

PERNOD RICARD INDIA PRIVATE LIMITED Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(IA No. 53945/2023 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 12-05-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KAROL
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Petitioner(s) :Mr. Arvind P Datar, Sr. Adv.
Mr. Dil Jit Singh Ahluwalia, Adv.
Mr. Angad Ahluwalia, Adv.
Mr. Anand Dilip Landge, AOR

For Respondent(s) :Mr. N.Venkataraman, A.S.G.
Mr. Gurmeet Singh Makker, AOR
Mr. V.c.bharthi, Adv.
Mr. A.k Kaul, Adv.
Mr. Pratyush Shrivastav, Adv.
Mr. Udit Dediya, Adv.

Ms. Diksha Rai, AOR

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

1. We are informed that the order dated 12.09.2025 passed by the Assistant Commissioner of Customs (Import) is now pending consideration before the High Court of Delhi by way of Writ

Petition (C) No. 14521/2025 & C M APPL No. 59587/2025 titled "*M/s. Pernod Ricard India Pvt. Ltd. vs. Union of India & Anr.*"

We are further informed that the matter is now listed for hearing before the High Court on 28.07.2026.

2. We are of the considered view, more so, for the fact that where controversy in issue *inter se* the very same parties is pending final adjudication since the year 2011, it would be only prudent that the High Court takes up the matter at the earliest and endeavour to decide the same expeditiously.

3. We request the High Court to pre-pone the date in the matter. We direct the parties to appear before the High Court on 15.05.2026 and request the High Court to take up the matter for hearing, perhaps, on 19.05.2026 and decide the same within a period of two weeks thereafter.

4. We further request the Hon'ble Chief Justice of the High Court to constitute a Bench for this purpose. This is in consideration of the fact that allegedly, the petitioner herein is liable to pay duty to the extent of Rs.3,000 Crore (approximately), though this is seriously disputed by the instant petitioner. At this stage, we refrain from making any observation on this particular aspect.

5. We further clarify that it shall be open for the High Court to decide the petition on all issues, even subject matter of adjudication of the *lis* before this Court.

6. Let the parties file their additional affidavit indicating the outcome of the proceedings before the High Court.

7. The Registrar (Judl.) concerned is directed to communicate the order to the Registrar General of the High Court during the course of the day.

8. List the matter on 28.05.2026.

(RAJNI MUKHI)
ASTT. REGISTRAR-cum-PS

(ANU BHALLA)
COURT MASTER (NSH)