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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 19725/2025**

SAFELOGIC FREIGHT AGENCY LLCPetitioner

Through: Ms. Jayashree Parihar, Ms. Aashta
Sharma, Mr. Abhishek Kumar Garg,
Advs.

versus

UNION OF INDIA & ORS.Respondents

Through: Mr. Neeraj, SPC with Mr. Ravi
Mittal, GP and Mr. Soumyadip
Chakraborty, Adv, for R-1
Mr. Anurag Ojha, Sr. SC with Mr.
Dipak Raj, Mr. Vipul Kumar, Advs.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE SHAIL JAIN

ORDER

% **24.12.2025**

1. This hearing has been done through hybrid mode.
2. The present petition has been filed by the Petitioner under Articles 226 and 227 of the Constitution of India, *inter alia*, seeking issuance of an appropriate writ directing the officials of the Customs Department and Container Corporation of India at Inland Container Depot, Tughlakabad to destuff and release the container bearing No. BEAU6295930 (*hereinafter*, 'container') to the Petitioner.
3. A brief background of the present case is that, the Petitioner is a freight forwarding company based out of Ukraine. The Petitioner shipped a consignment, described as 'PVC Regrind', from Spain to a consignee in India. It had hired the shipping line M/s Maersk Line India Pvt. Ltd. for



transportation of the goods.

4. However, upon arrival of the container at Inland Container Depot, Tughlakabad on 03rd November, 2022, the consignee had found that the goods were misdeclared and that the consignee had been defrauded by the shipper/consigner

5. The case of the Petitioner is that the Order-in-Original has already been passed on 04th February, 2025 by the Joint Commissioner of Customs (Import), Inland Container Depot, Tughlakabad, New Delhi directing to confiscate the goods. However, after confiscation of the goods, there have been no directions issued in respect of release of the container.

6. Pertinently, the Petitioner has made several representations, which have not been responded to by the Department.

7. Issue notice. Mr. Anurag Ojha, Id. SSC accepts notice.

8. Since the Petitioner is only a freight forwarding agent, using a well-known shipping line, the container cannot be held back in this manner, due to the mis-declaration by the shipper/consigner.

9. Accordingly, let Mr. Ojha, Id. SSC seek instructions as to the manner in which the goods are to be dealt with and the container is to be released to the Petitioner.

10. List on 13th January, 2026.

PRATHIBA M. SINGH, J.

SHAIL JAIN, J.

DECEMBER 24, 2025/pd/sm