



प्रधान आयुक्त का कार्यालय, सीमा शुल्क, अहमदाबाद

"सीमा शुल्क भवन", पहली मंजिल, पुराने हाई कोर्ट के सामने, नवरंगपुरा, अहमदाबाद - 380 009.

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PREAMBLE

A	फाइलसंख्या / File No.	:	F. No. VIII/10-44/SVPIA/O & A/HQ/ 2020-21
B	कारण बताओ नोटिस संख्या -तारीख / Show Cause Notice No. and Date	:	F. No. VIII/10-44/SVPIA/O&A/HQ/2020-21 dated 24.07.2020
C	मूल आदेश संख्या / Order-In-Original No.	:	12/JC/SM/O&A/2021-22
D	आदेश तिथि / Date of Order-In-Original	:	28.04.2021
E	जारी करने की तारीख / Date of Issue	:	28.04.2021
F	द्वारा पारित / Passed By	:	SHANKHESH MEHTA, Joint Commissioner, Customs, Ahmedabad.
G	आयातक का नाम और पता / Name and Address of Importer / Noticee	:	Ms. Shaikh Dilshad Maqbool, Navjeevan Rahiwashi Sangh, Dmello CMP, Vakola Bridge, Santacruz E, Mumbai-400055
(1)	यह प्रति व्यक्ति के उपयोग के लिए निः शुल्क प्रदान किया जाता है जिन्हें यह जारी किया जाता है।		
(2)	कोई भी व्यक्ति इस आदेश से स्वयं को असंतुष्ट पाता है तो वह इस आदेश के विरुद्ध अपील इस आदेश की प्राप्ति की तारीख के 60 दिनों के भीतर आयुक्त का कार्यालय, सीमा शुल्क (अपील), 7 वीं मंजिल, मृदुल टॉवर, टाइम्स ऑफ इंडिया, आश्रम रोड, नवरंगपुरा, अहमदाबाद - 380009 में कर सकता है।		
(3)	अपील के साथ केवल पाँच रुपये (5.00 रुपये) के न्यायालय शुल्क टिकट लगा होना चाहिए, और इसके साथ होना चाहिए :		
(i)	अपील की एक प्रति और		
(ii)	इस प्रति या इस आदेश की कोई प्रति के साथ केवल पाँच रुपये (5.00 रुपये) के न्यायालय शुल्क टिकट लगा होना चाहिए।		
(4)	इस आदेश के विरुद्ध अपील करने के इच्छुक व्यक्ति को 7.5% (अधिकतम 10 करोड़ रुपये) शुल्क जमा करना होगा, जहां शुल्क या ड्यूटी और जुर्माना विवाद में हैं, या जुर्माना, जहां इस तरह की दंड विवाद में है और अपील के साथ इस तरह के भुगतान का प्रमाण पेश करने में असफल रहने पर, सीमा शुल्क अधिनियम, 1962 के धारा 129 के प्रावधानों का अनुपालन न करने के लिए अपील को खारिज कर दिया जाएगा।		

Brief facts of the case:-

Ms. Shaikh Dilshad Maqbool (hereinafter also referred as “the Passenger”), holding an Indian Passport No. K4564121 had arrived at Sardar Vallabhbhai Patel International Airport, Ahmedabad, by Indigo Airways Flight No. 6E 072 from from Dubai to Ahmedabad on 08.02.2020.

2. On the basis of suspicious movement, she was intercepted by the officers of Customs for detailed checking after she opted for clearance through green channel. The passenger was inquired whether she was having any dutiable/contraband goods to declare before Customs, in response to which she replied in negative. One black coloured trolley bag, one blue-black coloured backpack bag and cream coloured hand bag were subjected to X-Ray screening at the X-Ray Screening machine installed at the Green Channel counter but nothing suspicious was noticed on the baggage screening machine screen. Thereafter, the passenger was asked to walk through the Door Frame Metal Detector (“DFMD”) after removing all the metallic objects such as mobile, wallet etc. and passed through the DFMD and while she passed through the DFMD, no beep sound was heard. The Customs officers politely asked the passenger whether she had any metallic substance on her body, however the passenger denied again. On suspicion that the passenger had concealed some metallic substance in her body, the passenger was brought in the Customs office and was interrogated in a polite way, but the passenger continued to deny of having concealed any metallic substance inside her body. Thereafter, the passenger was asked to change her clothes. It was noticed by the lady Customs Officer during the personal search of the passenger, that she was wearing two bras and two panties (undergarments) when she was asked to remove the same from her body and change with other one, the lady officer noticed unusual thickness of one set of peach coloured bra and black panty. The lady officer asked the passenger to cut open the stitches of the said undergarments. When the passenger cut and opened the undergarments, the officers found two brown coloured substance packed in two transparent plastic pouch concealed in the bra and one brown coloured substance packed in a transparent plastic pouch concealed in her panty. During repeated and further interrogation, the passenger confessed that she was carrying gold in form of semi solid paste concealed inside her undergarments.