

Resd.

GOVERNMENT OF INDIA
MINISTRY OF COMMERCE & INDUSTRY
OFFICE OF THE ADDITIONAL DIRECTOR GENERAL OF FOREIGN TRADE
4, ESPLANADE EAST ::: KOLKATA – 700 069.

F. No. 02/21/021/00035/AM'05

Date : 21/07/2014

ORDER-IN-ORIGINAL

1. Any person /party aggrieved by this order , may under Section 15(1)(b) of the Foreign Trade (Development & Regulation) Amendment Act, 2010, file an appeal against the same to the appropriate authority viz. The Addl. Director General of Foreign Trade, Kolkata within 45 days from the date of serving of this Adjudication Order together with a copy of this order and complete set of evidence in the form of annexure to the appeal relied upon in support of the appeal under intimation to this office.
2. Any person/party desirous of filing an appeal against this order shall deposit the penalty amount along with the appeal to the Appellate Authority filing which the appeal is liable to be rejected for non-compliance of the provisions of Section 15(1) of the Foreign Trade (Development & Regulation) Amendment Act, 2010.
3. The penalty amount is to be deposited under the " Heads of Account : Foreign Trade and Export Promotion Minor Head 102 other receipts and penalties etc" Imports and Exports Control Organization maintained by Central Bank of India, Kolkata.
4. An evidence of payment of penalty or appeal is required to be submitted to the Adjudication Authority within 45 days from the date of serving of this adjudication order, failing which import export code no. of the persons/Companies entities concerned is liable to be suspended as per provision of Section 11(7) and as well the penalty amount shall be recovered as an arrear of land revenue under the provision of section-11(5)(d)(1) of Foreign Trade (Development & Regulation) Amendment Act, 2010 as amended without making any further reference to them.
5. The brief fact of the case is that M/S. MKD Minerals & Exports Pvt. Ltd. 9/12, Lal Bazar Street, E Block 4th Floor, Foom No. 9A, Kolkata-700001 having an IEC No. 2304000436 (hereinafter referred to as "the firm") obtained an EPCG Authorisation No.0230000868 dated.04.02.2005 for import of Capital Goods (as a Manufacturer Exporter) for a Duty Saved Value Rs.2041035.00 (Us\$2,81,154.00)with an Export Obligation of Rs.16328280.00 (Us\$352282.20) to be completed within a Period of 8 years from the date of
Comtd..2

[Handwritten signature]