



Government of India

GOVERNMENT OF INDIA
MINISTRY OF COMMERCE & INDUSTRY
OFFICE OF THE ADDITIONAL DIRECTOR GENERAL OF FOREIGN TRADE
4TH AND 5TH FLOOR, SHASTRI BHAWAN ANNEXE BUILDING
26 HADDOWS ROAD, NUMGAMBAKKAM, CHENNAI 600 006
PHONE NUMBER 044-28283404/28283408

F.No.I(118)/Addl.DGFT/ECA/Chen/AM 16

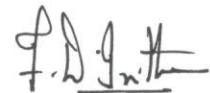
Dated: 08.06.2016

ORDER IN ORIGINAL

1. Any person/party aggrieved by this order may, under Section 15 of the Foreign Trade (Development and Regulation) Act, 1992(as amended) file an appeal against the same with the appropriate authority viz., The Additional Director General of Foreign Trade, New Delhi within 45 days.
2. The DGFT headquarters, New Delhi had reported that the firm M/s.Aarti Exports, No.307, Poonnamalee High Road, Chennai – 602 102 had availed benefits under the Garment Export Entitlement Policy from the Ministry of Textiles and had defaulted in the export performance against the quota allocated against the year 1993, 1994 & 1995 and had breached the conditions of Legal Undertaking executed by them with the Apparel Export Promotion Council.
3. Accordingly, an amount of Rs.1039012/- (Rupees Ten lakh thirty nine thousand and twelve only) is due to be recovered from the firm as ordered by Apparel Export Promotion Council. The Directorate General of Foreign Trade, New Delhi vide their letter dated 01/91/180/1194/AM 10 EC dated 27.8.2015 has in turn, has now ordered for action against the firm for the recovery of the said amount.
4. In view of the above report, a show cause notice was issued to the firm and its Proprietor on 28-12-2015 calling upon the firm and its Proprietor to show cause as to why action should not be taken under the Foreign Trade (Development & Regulation) Act, 1992 read with FT(D&R) Amendment Act 2010 for suspending the IEC of the firm, for placing the firm under the Denied Entity's List and for the consequential action under the Act. The Notices sent to the firm and its Proprietor returned undelivered with remarks by the postal authorities as 'Left'. No other addresses were available in the IEC data base for extending another opportunity to the firm to defend themselves.

5. Under these circumstances, the undersigned is constrained to take action under the provisions of the Foreign Trade (Development & Regulation) Act., 1992 based on the report of the DGFT and Ministry of Textiles. The firm and its Proprietor are guilty of violating the conditions of the benefits extended to the garment exporters under Garment Export Entitlement Policy of the Ministry of Textiles and are thereby liable for recovery of the said amount of Rs.1039012/- together with penal interest of 18%.
6. I hereby order recovery of the sum of Rs.1039012/- together with penal interest of 18% from the defaulted firm M/s.Aarti Exports, No.307, Poonnamalee High Road, Chennai 602 102 and its Proprietor under section 11(6) of the Foreign Trade (Development & Regulation) Act, 1992 read with FT(D&R) Amendment Act 2010.
7. In view of the default, I further order for suspension of the IEC No.0488009278 granted to the firm under Section 8(1) of the Foreign Trade (Development & Regulation) Act, 1992 read with FT (D&R) Amendment Act 2010.
8. The firm is also place in Denied Entity List and no further License shall be granted to the firm or to its Proprietor as per provisions of Hand book, read with Clause 7 (1) of the Foreign Trade (Regulation) Rules ,1993 read with guidelines for maintaining the Denied Entity List (DEL) issued under F.No.18/24/HQ/99-2000/ECA.II dated 31.12.2003 from DGFT., New Delhi.

This order is issued without prejudice to any other action that may be taken under any other Act, Rules or Regulations in force.



(F.D.INITHA)

JOINT DIRECTOR GENERAL OF FOREIGN TRADE.

To

- 1 M/s.Aarti Exports, No.307, Poonnamalee High Road, Chennai 602 102
Shri.P.Panneer Selvam, 39, Chamiers Road, First Floor, Alwarpet, Chennai - 600 018.
- 2 Shri.J.K.Rameshchandr, No.307, Poonnamalee High Road, Chennai 602 102
Shri.P.Panneer Selvam, 39, Chamiers Road, First Floor, Alwarpet, Chennai - 600 018.

Copy to DGFT, Udyog Bhawan, New Delhi 110 011 with reference to their letter No.01/91/180/1194/AM 10/EC/416 dated 27.8.2015.

