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OFFICE OF THE ZONAL  
JOINT DIRECTOR GENERAL OF FOREIGN TRADE  
4<sup>TH</sup> AND 5<sup>TH</sup> FLOOR, MINSITRY OF COMMERCE  
SHASTRI BHAWAN ANNEXE,  
NO.26,HADDOWS ROAD, CHENNAI 600 006.

Tel: 044-28283402

F.No.04/36/21/252/AM04

IEC No:0492020779

Dt.1.2.2013

ORDER – IN – ORIGINAL

PASSED BY: S.SASIKUMAR.

JOINT DIRECTOR GENERAL OF FOREIGN TRADE,CHENNAI.

1. Any person /party aggrieved by this order may , under Section 15 of the Foreign Trade (Development and Regulation) Act ,1992 file and appeal against the same to the appropriate authority viz., The Additional Director General of Foreign Trade within a period of forty five days from the date of service of this adjudication order together with a copy of this order and a complete set of evidence in the form of Annexures to the appeal relied upon in support of the appeal.
2. Any person / party desirous of filing an appeal against this order shall deposit the penalty amount and produce proof of payment of penalty amount along with the appeal to the Appellate Authority failing which the appeal is liable to be rejected for non-compliance of the provisions of Section 15 of the Foreign Trade (Development and Regulation ) Act, 1992.
3. The penalty amount is to be deposited under the Head of Account "1453 Foreign Trade & Export Promotion Minor Head 102 other receipts fines, penalties etc". The bank receipt must show the name of dept. Viz .Directorate General of Foreign Trade. The bank receipt drawn in favour of Pay & Accounts Officer (Foreign Trade), Chennai.
4. Evidence of payment of penalty is required to be furnished to the Adjudicating Authority within forty five days (45 days) from the date of service of this Adjudication Order , failing which the Importer-Exporter Code Number of the persons/ companies /other entities concerned is liable to be suspended under the provisions of Section 11(4) of the foreign Trade (Development & Regulation) Act, 1992 without making any further reference to them.
5. Whereas you had obtained EPCG Licence No.0430001422 dt.15.12.2003 at 5% Customs duty EPCG scheme for a Duty Saved Value of Rs.2283130/- for import of capital goods as specified in the licence from the Office of Zonal Director General of Foreign Trade, (now Addl.Director General of Foreign Trade,

**For S.S.D. OIL MILLS COMPANY LTD.**

*[Signature]*

**Managing Director**

Chennai with an obligation of export of "Vanaspathi and Margarine" to be fulfilled within a period of 8 years from the date of issue of the licence.

6. The export obligation period expired on 14.12.2011 and whereas you had failed to produce all the relevant export documents as proof of exports towards specific E.O. fixed against the licence.

A Show Cause Notice of even no. dated 10.4.2012 was issued to you. The cause of the notice arose due to the allegation that the notice firm had not fulfilled the export obligation against the said EPCG Licence. Since reply to SCN not received another Show Cause Notice was issued on 2.5.2012 to the Regd.office/Directors. Reply to Second SCN also not received and SCN for Adjudication issued on 19.6.2012 which was returned undelivered by the Postal Authorities. Vide Letter dated 26.6.2012 a request for amendment was made and the same was rejected since the export obligation period already expired. Documents for redemption not submitted till date.)

In the circumstances, the undersigned is now fully convinced that the Licensee firm/ company and its Directors are guilty of violating the conditions of the Licence in question thereby liable to penalty under section 11(2) of Chapter IV of Foreign Trade(Development & Regulation) Act, 1992. In exercise of powers vested in me vide Notification dt.17<sup>th</sup> April 2009 issued by DGFT, New Delhi in F.No.18/27/HQ/06-07/ECA-II, I hereby impose a penalty of **Rs.4985000/- (Rs.Forty Nine Lakhs Eighty Five Thousand only) being one time CIF value** on the firm and on the Partners as no reply to the SCN, Demand Notice and also no appearance of Personal Hearing granted to him.

I further order that no further licence shall be issued to the firm/company or to any other firm / Company in which the Proprietor /Partners/Directors of this firm/ Company are directly or indirectly involved in the day - to -day activities of that firm as per Provisions of Handbook read with Rule 7(1) of the Foreign Trade (Regulation) Rules, 1993.

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



(S.SASIKUMAR)

JOINT DIRECTOR GENERAL OF FOREIGN TRADE.

To

M/s. S.S.D.Oil Mills Company Ltd., IEC No:0492020779  
132, Village Road, Iyyapanthangal, Chennai - 600 056.

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f.no:04/36/21/252/AM04.

M/S.SSD Oil Mills CoLtd

D.Ramamoorthy, 6 A, Elevanth Avenue, Ashok Nagar, Chennai – 600 083	R.Indira. 6 A,Elevanth Avenue, Ashok Nagar, Chennai – 600 083
R.Ramya	R.Deepan Dorai
6 A, Elevanth Avenue, Ashok Nagar, Chennai – 600 083	6 A, Elevanth Avenue, Ashok Nagar, Chennai – 600 083

Copy to;

- 1.DGFT, New Delhi (ECA Section) for information.
2. All licensing Authorities.
3. Commissioner of Customs Sea Customs, Chennai.