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

+ W.P. (C) 5454/2020

DHRUV KRISHAN MAGGU Petitioner
Through: Mr.Akhil Krishan Maggu,
Advocate.

versus

UNION OF INDIA & ORS. Respondents
Through: Mr.Chetan Sharma, ASG with
Ms.Suparna Shrivastava,
Mr.R.V.Prabhat, Mr.Amit Gupta,
Mr.Sahai Garg and Mr.Anish Roy,
Advocates for R-1.
Mr.Harpreet Singh, Advocate for
R-2 & 3.

CORAM:
HON'BLE MR. JUSTICE MANMOHAN
HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER
20.08.2020

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C.M.No.19660/2020

Exemption allowed, subject to all just exceptions.

Accordingly, the application stands disposed of.

W.P.(C) No.5454/2020

The petition has been listed before this Bench by the Registry in view of the urgency expressed therein. The same has been heard by way of video conferencing.

Present writ petition has been filed seeking a declaration that Sections

69 and 132 of the CGST Act, 2017 are arbitrary, unreasonable and being beyond the legislative competence of the Parliament are *ultra vires* the Constitution.

Issue notice.

Ms.Suparna Shrivastava, Advocate accepts notice on behalf of respondent no.1 and Mr.Harpreet Singh, Advocate accepts notice on behalf of respondent nos.2 & 3.

Counter-affidavits be filed within a period of four weeks. Rejoinder-affidavits, if any, be filed within four weeks thereafter.

Mr.Chetan Sharma, learned ASG candidly states that the Supreme Court in a similar case being W.P.(Cr1.) No.184/2020 has issued notice and directed that no coercive action be taken against the petitioner therein.

Keeping in view the aforesaid order, it is directed that, till further orders, bail of the petitioner shall not be cancelled in the present case.

List on 18th November, 2020.

The order be uploaded on the website forthwith. Copy of the order be also forwarded to the learned counsel through e-mail.

MANMOHAN, J

SANJEEV NARULA, J

AUGUST 20, 2020
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