



IN THE HIGH COURT OF MALAWI

PRINCIPAL REGISTRY

JUDICIAL REVIEW CAUSE NUMBER 41 OF 2016

BETWEEN:

THE STATE

AND

CONTROLLER OF CUSTOMS AND EXCISE

RESPONDENT

EX PARTE: MARY LEONARD MTELEMUKA

APPLICANT

CORAM: JUSTICE M.A. TEMBO

Chipeta, Counsel for the Applicant
Likomwa, Counsel for the respondent
Chanonga, Official Court Interpreter

ORDER

This is an order of this Court on the respondent's preliminary objection to the judicial review proceedings commenced by the applicant after obtaining leave, ex-parte, to commence judicial review proceedings in this matter.

This Court granted leave to commence judicial review proceedings to the applicant to review the respondent's decision to raise the customs value of the applicant's imported motor vehicle, a Toyota RunX, from its actual transaction value of US\$1,100.00 to US\$2,660.00. And also the decision of the respondent to detain the applicant's said vehicle pending payment of duty on the raised customs value of



