

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP-15359-2015 (O&M)
Date of decision : 30.07.2015

Roshan Lal

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. J.K. Singla, Advocate,
for the petitioner.

JITENDRA CHAUHAN, J.

By way of the present writ petition filed under Articles 226/227 of the Constitution of India, the petitioner has sought quashing of order dated 06.08.2013 (Annexure P-3) and notice No.9759 dated 22.08.2013 (Annexure P-4), whereby, the supply to the depot of the petitioner has been suspended.

The learned counsel for the petitioner contends that the petitioner has been running the depot in question for the last 30 years. There is no complaint against the petitioner. He further submits that in the absence of any written complaint from any officer of the Food and Civil Supply Department and without intimating the District Food and Civil Supplies Controller in this regard, the entire proceedings against

the petitioner are liable to be quashed. No notice had been issued to the petitioner and the entire proceedings have been carried out ex parte, without affording any opportunity of hearing to him.

I have heard learned counsel for the petitioner and perused the case file.

In the present case, FIR No.10 dated 26.07.2013, stands registered against the petitioner at P.S. Rampura, under Section 420/34 of the Indian Penal Code and Section 7 of the Essential Commodities Act. The allegation against the petitioner is that instead of distributing the wheat to the ration-card holders, he tried to sell the same in the open market for profit. Therefore, this Court does not find any infirmity in the impugned orders.

Dismissed.

30.07.2015
preeti/atulsethi

(JITENDRA CHAUHAN)
JUDGE