

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

Civil Writ Petition No.20473 of 2014

Date of decision: 06.02.2015

The Noorwala Primary Cooperative Consumer's Store Limited.
... Petitioner

versus

State of Haryana through its Principal Secretary to Government of
Haryana, Directorate of Food & Supplies, Department of Haryana,
Mini Secretariat, Sector 17, Chandigarh, and others.
.... Respondents

II. Civil Writ Petition No.20830 of 2014

The Panipat Primary Cooperative Consumer's Store Limited.
... Petitioner

versus

State of Haryana through its Principal Secretary, Department of
Food & Supplies, Haryana, New Civil Secretariat, Sector 17,
Chandigarh, and others.
.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Amit Jhanji, Advocate,
for the petitioner in CWP No.20473 of 2014.

Mr. Maninder Dalal, Advocate,
for Mr. Surender Singh Dalal, Advocate,
for the petitioner in CWP No.20830 of 2014.

Mr. Keshav Gupta, Assistant Advocate General,
Haryana.

1. Whether reporters of local papers may be allowed to see the judgment ? No.
2. To be referred to the reporters or not ? No.
3. Whether the judgment should be reported in the digest ? No.

K.Kannan, J. (Oral)

1. The matter would require to be disposed of on a singular consideration of the fact that the impugned orders of cancellation of licences have been passed without issuing show cause notices to the licensees before such a decision was taken. Rules of natural justice would require to be read into every provisions before a precipitate action is taken for cancellation of licence. The breach of this principle would vitiate the ultimate orders that were passed.

2. The impugned orders are quashed. This order itself must be taken a substituting the requirement of the respondents to issue a show cause notice and the petitioners may state their objections against any attempt of cancellation within 2 weeks after the receipt of copy of the order. If they fail to avail of that opportunity, appropriate orders could be passed on the basis of records. If the replies are given, the respondents will take a decision on the basis of objections in the manner contemplated by law.

3. Both the writ petitions are disposed of with the above directions.

(K.KANNAN)
JUDGE

06.02.2015
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