

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

**Civil Writ Petition No. 18076 of 1996
Date of Decision: 29.11.2016**

M/s Nirankari Seeds Company, Mandi Dabwali, Sirsa

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : None for the petitioner.

Mr. Sandeep S. Mann, Sr. DAG, Haryana.

RAMESHWAR SINGH MALIK J. (ORAL)

It is a matter of record that petitioner placed reliance on CWP No. 1706 of 1995 (M/s Pro-agro PGS India Seed Company Ltd. Vs. State of Haryana and others). Both the writ petitions, i.e. present writ petition and CWP No. 1706 of 1995 were admitted for regular hearing. When CWP No. 1706 of 1995 came up for hearing before this Court on 12.11.2013, it was disposed of by passing the following order:-

*“Learned counsel for respondents no.2 and 3, at the very outset, fairly states that the issue involved in the present writ petition is covered in favour of the petitioner, vide judgement rendered by this court in CWP No.12164 of 1993 reported as **M/s Super Seeds Private Ltd. Vs. State of Haryana and others**, Punjab Law Reporter 2006(3) 113 . He further submits that let the present writ petition be disposed of in terms of the judgement in **Super Seeds Private Ltd.'s case (supra)**.*

Ordered accordingly.”

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After hearing learned counsel for the State and going through the record of the case, this Court is of the considered opinion that present writ petition also deserves to be disposed of, in terms of the order dated 12.11.2013 passed by this Court in CWP No. 1706 of 1995.

Ordered accordingly.

However, should there be any confusion in this regard, respondent authorities shall be at liberty to pass a fresh order, after considering all the contentions raised on behalf of the petitioner and granting it an opportunity of being heard. Let a fresh order be passed by the competent authority, strictly in accordance with law.

Disposed of, accordingly.

(RAMESHWAR SINGH MALIK)
JUDGE

29.11.2016
Ak Sharma

Whether speaking/reasoned Yes/No
Whether reportable: Yes/No