

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

CWP No.1099 of 2016
Date of Decision: 20.01.2016

Chet Ram

. . . .Petitioner

Versus

State of Haryana and others

. . . . Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.Harish Bhardwaj, Advocate, for
Mr.Namit Khurana, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J.

The petitioner has been running a depot under the Public Distribution System (Licensing and Control) Order, 2002 for the area of the Village Bir Dadalwa, Karnal. A *show cause notice* was served to him on 26.8.2014 for the alleged irregularities, violation of the provisions of Public Distribution System (Licensing and Control) Order, 2009 and supply of ration to his Depot was temporarily suspended. The petitioner filed his reply to the *show cause notice* on 3.9.2014 and the District Food and Supply Controller, Karnal, exercising his power under Section 13(1) of the Public Distribution System (Licensing and Control) Order, 2009, cancelled the licence of the petitioner. Aggrieved against the said order, the petitioner filed an appeal before the Collector-cum-Deputy Commissioner, Karnal, which was also dismissed on 23.4.2015.

Learned counsel for the petitioner has argued that the respondents had not given an opportunity of hearing before passing the impugned order.

I have heard learned counsel for the petitioner and after examining the available record, am of the considered opinion that the argument raised by the petitioner is totally misconceived because the order of cancellation of the Depot of the petitioner has been passed after he was given a *show cause notice* on 26.8.2014 to which he had also filed reply on 3.9.2014, therefore, the principle of natural justice much less *audi alteram partem* was duly complied with by respondent No.3 before passing the impugned order and even on merits, it has been found that the petitioner has committed various irregularities in distribution of the essential commodities.

In view of the aforesaid, I do not find any merit in the present petition and the same is hereby dismissed.

20.01.2016

Vivek

**(RAKESH KUMAR JAIN)
JUDGE**