

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CWP No. 12571 of 2015 (O&M)  
Date of decision: 29.8.2016

**Food Corporation of India**

**.. Petitioner**

**v.**

**State of Punjab**

**.. Respondent**

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL  
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Vaibhav Gupta, Advocate for the petitioner.

Ms. Radhika Suri, Addl. Advocate General, Punjab with  
Mr. Piyush Bansal, Deputy Advocate General, Punjab.

...

Rajesh Bindal J.

Challenge in the writ petition is to the vires of Section 68(7) of the Punjab Value Added Tax Act, 2005 (for short, 'the Act'), wherein during the pendency of any appeal against the order passed by the Value Added Tax Tribunal, Punjab, the High Court was not entitled to grant any interim stay.

Learned counsel for the State has produced copy of the Ordinance issued by the State on 17.8.2016 amending Section 68(7) of the

be stayed, for the reasons to be recorded in writing after hearing the State”.

Considering the amendment made by the State in Section 68(7) of the Act, the ground of challenge no more survives. Hence, the present petition is dismissed as infructuous.

(Rajesh Bindal)  
Judge

(Harinder Singh Sidhu)  
Judge

29.8.2016  
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| Whether speaking/reasoned: | Yes/No |
| Whether reportable:        | Yes/No |