

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

CWP No. 22304 of 2016

Date of decision: 15.12.2016

The A-one Co-operative Labour and Construction Society Ltd.

... Petitioner

versus

The State of Punjab and others

.... Respondents

CORAM:HON'BLE MR. JUSTICE AJAY KUMAR MITTAL

HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. R.K. Girdhar, Advocate for the petitioners.

Mr. Alok Jain, Addl. Advocate General, Punjab.

Mr. Ashok Kumar Bazaz, Advocate

for respondent Nos. 3 & 4.

AJAY KUMAR MITTAL, J. (ORAL)

The petitioner has assailed the order dated 16.08.2016 (appended as Annexure P-7) along with the writ petition, whereby the petitioner has been blacklisted for a period of one year and also debarred from participating in any Govt. contract in any department throughout the State of Punjab and the earnest money has been forfeited without passing any speaking order. The grievance of the petitioner raised in the writ petition is Annexure P-7 which was passed without affording any opportunity of hearing to the petitioner and thus is against the principles of natural justice.

2. Written statement on behalf of respondent Nos. 3 & 4 filed today in Court is taken on record. Copy thereof has been supplied to the learned counsel for the petitioner.

3. Learned State counsel submits that he has instructions to withdraw Annexure P-7. However, a prayer was made that liberty be granted to the respondents to pass a fresh order after affording an

opportunity of hearing to the petitioner in accordance with law.

4. Accordingly, the writ petition is disposed of by setting aside the impugned order dated 16.08.2016 -Annexure P-7 with liberty to the respondents to pass a fresh speaking order in accordance with law after granting an opportunity of hearing to the petitioner.

(AJAY KUMAR MITTAL)

JUDGE

15.12.2016

kv

(RAMENDRA JAIN)

JUDGE

Whether speaking/non-speaking: Yes/No

Whether reportable : Yes/No