

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

CWP No. 8055 of 2016
Date of decision: 29.04.2016

M/s Mahadev Industries and others

....Petitioner

Versus

State of Haryana and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH
DHALIWAL**

Present: Mr. Sameer Sachdeva, Advocate, for the petitioner.

Paramjeet Singh Dhaliwal, J. (Oral)

The instant petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing notices/orders/action of the respondents, initiated as per impugned notice dated 21.03.2016 (Annexure P-1), whereby the petitioner has been asked to produce bills bilty, M Return, K-K/K-1 Form, Incoming register, Outgoing Register, Bank Statement.

Learned counsel submits that the petitioner has already filed reply to the impugned notice but no decision has been taken till date. He further contends that by way of impugned notice the respondents are virtually asking for payment of market fee and RDF.

I have considered the contentions raised by learned counsel for the petitioner and perused the paper-book.

It is the case of the petitioner that the purchases have been made outside State, on which no market fee and RDF is payable.

Be that as it may, the fact remains that this is a simple notice for

producing certain documents. After examining the documents, the authority can come to a conclusion whether the purchases for which they have issued notice for payment of market fee and RDF have been made within the State or outside the State.

In view of above, the present petition is premature. However, since the petitioner has already filed reply, the authorities are directed to consider reply and take decision on the notice dated 21.03.2016 (Annexure P-1), in accordance with law, preferably within a period of 15 days from the date of receipt of certified copy of this order and copy of the order so passed shall be communicated forthwith to the petitioner.

The writ petition is disposed of accordingly.

29.04.2016
PA

(Paramjeet Singh Dhaliwal)
Judge