

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

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**CWP No. 17584 of 2010
Date of Decision:-April 05, 2017**

BALWINDER SINGH

.....Petitioner

V/S

STATE OF PUNJAB & ORS

.....Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present : Mr.Karan Bhardwaj, Advocate
for the petitioner.

Ms. Anu Pal, Asst. A.G.,Punjab.

M.M.S. Bedi, J. (Oral)

The petitioner is aggrieved by order dated 09.08.2010 Annexure P-16, passed by the Deputy Commissioner, Ferozepur declining to renew the licence to run the video parlour as per the Punjab Exhibition of Films on Television Screen through Video Cassette Players (Regulation) Rules, 1989.

The petitioner had earlier filed a civil suit seeking a declaration that he was entitled to run the Video Parlour. The counsel for the petitioner submits that suit has been decreed but the copy of judgment is not available with him.

I have heard counsel for the petitioner and considered the facts and circumstances of the case. The petitioner has already availed the remedy by approaching the civil court. Besides this, any person aggrieved by an order of the Licensing Authority has got a right to appeal to the Secretary to Government, Department of Home Affairs and Justice, within period of 30

days after receipt of the order of the Licencing Authority. Without prejudice to the rights of the petitioner in that regard, this petition is disposed of as not maintainble. In case suit has been decided in favour of the petitioner, he would be entitled to the fruits of the declaratory decree. In case any adverse order has been passed by the Licensing Authority, the right of appeal under Rule 19 of the aforesaid Rules will remain available to the petitioner.

April 5, 2017

Rajeev

**(M.M.S. BEDI)
JUDGE**

Whether speaking/reasoned Yes/No

Whether reportable Yes/No