

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

112

**Civil Writ Petition No.17491 of 2017
Date of Decision: August 28, 2017**

M/s Jain Uday Industries Ltd.

...Petitioner

versus

Union of India and others

...Respondents

***CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE AMIT RAWAL***

Present: Mr. S.S. Sodhi, Advocate
for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

The prayer in this petition filed under Articles 226/227 of the Constitution of India is for issuance of a writ in the nature of certiorari for quashing the demand notices dated 08.02.2011, 06.03.2017, 29.03.2017 and 20.04.2017 (Annexures P-6 to P-9) respectively, demanding the forfeiture amount to the extent of ₹ 7,32,192/- issued by respondent No.5.

2. At the very outset, learned counsel for the petitioner accepted that against the impugned show cause notice dated 08.02.2011 (Annexure P-6), no representation has been filed by the petitioner before the concerned authority. Accordingly, at this stage, it was prayed that he may be allowed to withdraw the present writ petition, with liberty to the petitioner to approach the concerned

respondent by filing a detailed and comprehensive representation/reply to the show cause notice (Annexure P-6) raising the pleas as sought to have been raised in the present writ petition. It was also prayed that a direction be issued to the concerned respondent to decide the same in a time bound manner after affording an opportunity of hearing to it in accordance with law.

3. Dismissed as withdrawn. However, it is observed that in the event of a representation/reply to the impugned show cause notice is being filed by the petitioner within one month from today, the same shall be decided by the concerned respondent in accordance with law by passing a speaking order and after affording an opportunity of hearing to it within next two months.

(AJAY KUMAR MITTAL)
JUDGE

August 28, 2017
sonia gugnani

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No