

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

CWP 440 of 2017

Date of Decision: January 13, 2017

M/s Ladhar Cold Storage

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

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

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**Present:- Mr.L.M. Gulati, Advocate
for the petitioner.**

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M.M.S. BEDI, J. (ORAL)

This is a writ petition preferred by the petitioner for issuance of a writ in the nature of Mandamus directing the respondents to release the assured and sanctioned capital subsidy along with interest as per the policy decision and the order passed by the High Court in CWP No. 19007 of 2002, decided on May 20, 2011 which was upheld by LPA Bench on August 12, 2013.

The reason for denial of the relief claimed is not before this Court but counsel for the petitioner submits that a detailed representation for seeking the relief has been submitted vide annexure P-4 dated February 26, 2016. Counsel submits that he would be satisfied at this stage in case

Director of Industries and Commerce, Government of Punjab, Udyog Bhawan, Sector 17, Chandigarh is directed to consider the claim of the petitioner by passing a speaking order without prejudice to the rights of the petitioner to approach this Court or competent forum again.

In the interest of justice, this petition can be disposed of in limine.

Notice of motion to Advocate General, Haryana.

On the asking of the Court, Ms. Anu Pal, AAG, Punjab, accepts notice. Copy given.

This petition is disposed of at this stage with a direction that respondent No.2 i.e. Director of Industries and Commerce would consider the claim of the petitioner by passing a speaking order taking into consideration all the pleas taken up in representation annexure P-4. In case any representation is not traceable in the office, annexure P-4 appended with the petition may be considered as representation. It is directed that the said representation will be decided within a period of three months after the receipt of certified copy of the order, by the above said authority, by passing a speaking order.

January 13, 2017
sanjay

(M.M.S.BEDI)
JUDGE

Whether speaking/ reasoned:	Yes/ No.
Whether Reportable:	Yes/No.