

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

CWP No.21288 of 2016

Date of decision: 03.07.2018

M/s Bansal Agro Industries

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

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

Ms. Ambika Sood, AAG, Punjab.

Ritu Bahri, J.

Petitioner is seeking writ of certiorari quashing the order/demand notice dated 16.08.2016 (Annexure P-1) issued by respondent No.3-Market Committee, Talwandi Bhai, calling upon the petitioner to deposit market fees/RDF on the purchases of paddy/rice bought from outside the State of Punjab.

A similar issue was considered by this Court in CWP No.9538 of 2014, titled as 'M/s Bhagwati Lacto Foods Pvt. Ltd. vs. State of Punjab and others' (decided on 30.11.2016), wherein such kind of demand notices claiming market fee for purchasing agricultural produce from outside the state of Punjab, had been challenged. The said petition was disposed of by giving liberty to the petitioner(s) to file reply to the demand notices and thereafter, appear before the Assessing Authority along with the entire record. The Assessing authority was to examine, as to whether agricultural produce was purchased by the petitioner(s) from outside the State of Punjab

or not. Thereafter, appropriate orders were to be passed.

The issue involved in the present petition is squarely covered by the above said order. Accordingly, this petition is disposed of keeping in view the orders passed in CWP No.9538 of 2014 by giving liberty to the petitioner to file reply to the demand notice dated 16.08.2016 (Annexure P-1) and thereafter, the petitioner will appear before the Assessing Authority along with the entire record. The Assessing Authority will then, pass appropriate orders after considering the record, in accordance with law.

03.07.2018
ajp

(RITU BAHRI)
JUDGE

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