

CWP-2470-2018

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HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-2470-2018

Date of Decision: February 05, 2018

M/s Babu Ram Suresh Kumar and others

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR. JUSTICE SHEKHER DHAWAN

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| 1. | To be referred to the Reporters or not? | Yes/No |
| 2. | Whether the judgment should be reported in the Digest? | Yes/No. |
| 3. | Whether Reporters of local papers may be allowed to see the judgment? | Yes/No |

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Present: Mr.Sushil Jain, Advocate for the petitioners.

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SURYA KANT, J.

The petitioners claim themselves to be the old licensees of Market Committee, Safidon. They had earlier approached this Court by way of various writ petitions claiming themselves eligible for allotment of plots at concessional rates/reserve price on preferential basis in the New Grain Market at Safidon. Their writ petitions were disposed of vide order dated 29.03.2017 passed in CWP No.7243 of 2015 (**M/s Bhole Shankar Trading Company and others vs State of Haryana and others**) and other connected cases (Annexure P-10) by formulating certain questions in para 17 of the said order with a further direction to the Chief Administrator of Haryana State Agricultural Marketing Board to determine those questions within a period of four months. In purported compliance of the said order,

the Chief Administrator, HSAMB has passed the impugned order dated

16.11.2017 rejecting the claim of petitioners as 'old licensees'. The aggrieved petitioners are again before this Court. It is undeniable that the above-mentioned order is assailable before the State Government by way of a revision petition under the provisions of Haryana Agricultural Produce Markets Act, 1961. The instant writ petition is, thus, disposed of, at this stage, by relegating the petitioners to avail the above-stated remedy, with a direction to the State Government to make an endeavour to decide the revision petition within a period of three months from the date of its filing. The petitioners shall be at liberty to seek *ad interim* stay from the Revisional Authority and such an application shall be decided within two weeks from the date of its filing.

(SURYA KANT)
JUDGE

February 05, 2018
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(SHEKHER DHAWAN)
JUDGE

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| 1. | Whether speaking/reasoned ? | Yes/No |
| 2. | Whether reportable ? | Yes/No |