

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

CWP-7616-2018 (O&M)

Date of decision:- 27.03.2018

M/s Jubilee Beverages Ltd.

...Petitioner

Versus

Chandigarh Administration through its Finance
Secretary-cum-Secretary, Excise & Taxation Department,
Chandigarh and another.

...Respondents

CORAM: HON'BLE MR. JUSTICE S.J. VAZIFDAR, CHIEF JUSTICE
HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present:- Mr. Jagmohan Bansal, Advocate,
for the petitioner.

Mr. Ranjit Singh Kalra, Advocate,
for the caveator.

Mr. Nitin Kaushal, Advocate,
for the respondents.

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S.J. VAZIFDAR, C.J. (ORAL)

Short reply by way of affidavit alongwith
Annexures C-1 to C-12 filed on behalf of the caveator in Court
today is taken on record.

2. It appears that the official respondents would in
any event have to give a show cause notice to the petitioner
before closing the liquor vend. The petitioner is entitled to
operate the liquor vend in any event only uptill 31.03.2018.
There is nothing to indicate that the official respondents
would close the liquor vend otherwise than by due process of
law. Considering that only five days are left, it is hardly
likely that the show cause notice would be issued and an order
in respect thereof would be passed by 31.03.2018.

3. It is clarified that this order does not reflect upon the petitioner's rights in any manner whatsoever. Firstly, the petitioner's right to operate the liquor vend even if legal comes to an end on 31.03.2018. Thereafter, the petitioner cannot operate the liquor vend unless a fresh license is issued. It is further clarified that this does not affect the rights and contentions of any parties in any other proceedings including in CWP-23249-2017 and the orders passed therein. Nor does it affect the responsibilities of the official respondents in any manner whatsoever. Needless to clarify that we have expressed no opinion regarding the order impugned in this writ petition in view of what is stated above.
4. The writ petition is accordingly disposed of.

(S.J. VAZIFDAR)
CHIEF JUSTICE

(AVNEESH JHINGAN)
JUDGE

27.03.2018
Amodh

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