

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

CWP No. 8117 of 2018 (O&M)

Date of decision : 24.8.2018

M/s Guru Nanak Agro Products

.. Petitioner

versus

The State of Punjab and others

.. Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal
Hon'ble Mr. Justice Sudip Ahluwalia**

Present: Mr. Sandeep Khunger, Advocate, for the petitioner.
Ms. Anu Pal, Deputy Advocate General, Punjab.
Mr. Sanjeev Sharma, Advocate, for respondent nos. 2 and 3.

Rajesh Bindal, J.

Written statement filed on behalf of respondent nos. 2 and 3 in Court, is taken on record. Copy furnished to counsel for the petitioner. Along with the written statement, copy of the order of assessment dated 10.8.2018 has been annexed.

Learned counsel for the respondents did not dispute the fact that the aforesaid order of assessment is appealable before the Secretary of the Punjab Mandi Board under Rule 31(13)(i) of the Punjab Agricultural Produce Markets Rules, 1962.

Learned counsel for the petitioner sought to argue that proper opportunity was not afforded to the petitioner before passing the order. He further submitted that no assessment could be framed after three years when the transaction has taken place.

All the issues sought to be raised are left open. The petitioner can raise the same before the Appellate Authority in the appeal, which may be filed by him.

The present petition is accordingly disposed of giving liberty to the petitioner to avail of his remedy of appeal against the order of assessment.

(Rajesh Bindal)
Judge

24.8.2018
vs

(Sudip Ahluwalia)
Judge

Whether speaking/ reasoned	Yes/No
Whether Reportable	Yes/No