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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 5953/2017, CM No. 24713/2017

+ W.P.(C) 6081/2017, CM No. 25253/2017

+ W.P.(C) 6342/2017, CM No. 26268/2017

+ W.P.(C) 6360/2017, CM No. 26352/2017

AMIT RAIL CARGO

M/S SAKHI RAI PARCEL SERVICE

M/S. CITY LOGISTICS

M/S. R R CARGO SERVICES THROUGH: ITS PROPRIETOR.

..... Petitioner

Through: Mr. Ashish Mohan, Mr. Mohit Kumar
and Mr. Akshit Mago, Advs.

versus

UNION OF INDIA AND ORS

..... Respondent

Through: Mr. Jagjit Singh, Sr. Standing
Counsel with Mr. Preet Singh & Mr.
Narayan Dev Parashar, Advs.

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

ORDER

30.07.2018

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1. All the four petitions involve a common challenge, inasmuch as the petitioners have challenged the orders cancelling their e-registration / forfeiture of registration fee / cancellation of all existing contracts / forfeiture of security deposit / blacklisting / debarring from fresh registration for a period of five years.

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2. After some arguments, Mr. Ashish Mohan confine these writ petitions only to a challenge with regard to forfeiture of security deposit of all existing contracts. He states, the respondents have invoked paras 4.15 and 4.25 of the Comprehensive Parcel Leasing Policy of 2014. According to him, on a reading of para 4.15, the same is not applicable in the facts of this case, and para 4.25 does not contemplate forfeiture of security deposit. It is his submission that no show cause notice was issued by the respondents to the petitioners before passing the impugned orders, even to the extent of forfeiture of security deposit.

3. Mr. Jagjit Singh, on noting the submissions made by Mr. Ashish Mohan that the petitioners are confining the writ petitions only to the extent of forfeiture of security deposit of all existing contracts, submits that the respondents shall issue show cause notice to each of the petitioners to the extent of forfeiture of security deposit of all existing contracts and call for a reply from the petitioners and pass a final order.

4. Having noted the submission made by Mr. Jagjit Singh, these writ petitions are disposed of by directing the respondents to issue show cause notice to each of the petitioners within four weeks from today to the extent of forfeiture of security deposit of all the existing contracts and invite reply

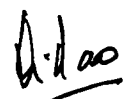
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from each of the petitioners within four weeks thereafter and pass reasoned and speaking order within six weeks thereafter and communicate the decision to the petitioners. If the petitioners are still aggrieved by the order to be passed, liberty is with the petitioners to seek such remedy as available in law.

5. It is noted that the Registry has tagged the counter affidavit filed in W.P.(C) No. 5953/2017 Amit Rail Cargo vs. Union of India and ors in W.P.(C) No. 6081/2017. The Registry shall de-tag the said counter affidavit and tag the same in W.P.(C) No. 5953/2017.

CM No. 24713/2017 in W.P.(C) 5953/2017
CM No. 25253/2017 in W.P.(C) 6081/2017
CM No. 26268/2017 in W.P.(C) 6342/2017
CM No. 26352/2017 in W.P.(C) 6360/2017

Dismissed as infructuous.


V. KAMESWAR RAO, J

JULY 30, 2018/ak