

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

CWP-10236-2019 (O&M)

Date of decision:- 22.04.2019

M/s Medipol Pharmaceutical India Pvt. Ltd.

...Petitioner

Versus

The Post Graduate Institute of Medical Education and
Research, Chandigarh and another

...Respondents

CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present:- Mr. Shiv Kumar, Advocate,
for the petitioner.

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KRISHNA MURARI, C.J. (ORAL)

Against the order dated 21.01.2019, whereby the petitioner has been blacklisted and debarred by the respondent-PGI on the ground that the samples of Clotrimazole 1%, 15 gm Tube supplied were found to be of substandard quality, a writ petition being CWP-5584-2019 was filed by the petitioner, which was dismissed as withdrawn by passing the following order:-

"At the outset, learned counsel for the petitioner states that since report of the appellate laboratory is pending, he may be permitted to withdraw this petition, at this stage.

Prayer made is allowed.

The writ petition stands dismissed as withdrawn, at this stage."

2. The petitioner has again approached this Court challenging the same order, though it is an admitted position that the report of the appellate laboratory has still not been received. We see no reason as to how the second petition for

the same relief is maintainable, particularly when no change in the circumstances is caused.

3. This petition being the second petition is not maintainable and is accordingly dismissed.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

22.04.2019
Amogh

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