

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

**CWP No.18229 of 2018
DATE OF DECISION:03.07.2019**

**INTERNATIONAL SPIRITS AND WINES
ASSOCIATION OF INDIA**

...Petitioner

Vs.

STATE OF HARYANA AND ORS

...Respondents

**CORAM:- HON'BLE MR.JUSTICE JASWANT SINGH
HON'BLE MR.JUSTICE LALIT BATRA**

Present: Ms. Alka Sarin, Advocate
for the petitioner.

Ms. Mamta Singla Talwar, DAG, Haryana with
Mr. Gurnam Singh, Taxation Inspector in the office of
Excise and Taxation Commissioner, Haryana.

JASWANT SINGH, J. (Oral)

The petitioner is a registered company engaged in the business of supplying bottled foreign liquor through dealers under the provisions of the Haryana Liquor Licence Rules, 1970. The business of the petitioner-company had suffered in view of the monopoly created by restricting the grant of a single L-IBF licence for sale of Imported Foreign Liquor throughout the State of Haryana by virtue of an amendment to Rule 24(i-eee). Thus, the present writ petition was filed seeking the declaration of Rule 24(i-eee) of Haryana Liquor Licence Rule, 1970(Annexure P-14) amended by Haryana Liquor Licence Amendment Rules, 2017 as ultra vires of the Punjab Excise Act, 1914. Further prayer was for quashing the Clause 9.5.1.2 of the Excise Policy for the year 2018-19(Annexure P-1)

incorporating similar provision as in the aforesaid amended rule. Further prayer was for staying the operation of the L-1BF licence issued for the excise year 2018-19 to any bidder. At the time of hearing, it is conceded that the relief claimed qua challenge to the aforesaid rule stands redressed. It is further stated by the department's official that the alleged monopoly has been done away with for the grant of licences under the Excise Policy 2019-20.

In view of the aforesaid circumstances, counsel for the petitioner prays for permission to withdraw the present writ petition.

Dismissed as withdrawn.

(JASWANT SINGH)
JUDGE

(LALIT BATRA)
JUDGE

03.07.2019
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No