

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 4068 of 2019
Date of decision: 5.12.2019

M/s P. M. Pipes Pvt. Ltd., Ludhiana

.. Petitioner

v.

Smt. Vinni Mahajan and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Abhinav Jain, Advocate for the petitioner.

...

AVNEESH JHINGAN, J. (Oral)

The present petition is filed pleading wilful disobedience of the directions dated 20.9.2019 issued in CWP No. 26920 of 2019.

The petitioner filed the writ petition seeking a direction for release of subsidy as per sanction memo dated 4.7.2003. In the proceedings, statement was made by learned counsel for the State, which is quoted below:

“Statement of learned State Counsel is recorded to the effect that the matter would be examined and either the admissible investment incentive claim would be released to the petitioner as per seniority or if the petitioner is found not entitled to the same, a speaking order in such regard would be passed and conveyed to it.

In view of the statement recorded of learned State counsel, no further directions are required to be passed.”

In view of the statement of learned counsel for the State, the writ petition was disposed of.

The present petition has been filed that needful has not been done by the respondents.

Notice of motion.

Mr. Aditya Sharda, Assistant Advocate General, Punjab who is present in Court, accepts notice on behalf of the respondents.

Learned counsel for the State submits that eligibility of the petitioner shall be decided within six weeks from today. However, he submits that the amount would be released as per seniority list maintained by the department.

The petitioner raises a grievance to the said contention that there have been certain exceptions.

Learned counsel for the State submits that it was only in those cases where there were directions of the Court, exceptions were given to the seniority list, otherwise the same is being adhered to strictly and assures that the same would be done in future also.

In view of the above, the contempt petition is disposed of. The respondents shall decide the eligibility of the petitioner for entitlement of subsidy within six weeks from today and in case found eligible, the incentive shall be released as per its turn in the seniority.

(AVNEESH JHINGAN)
JUDGE

5.12.2019
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Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No