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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.5458 of 2020

Date of decision :12th March, 2020

M/s Bansal Glass House

.....Petitioner

Vs.

Union of India and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE S. MURALIDHAR
HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present:- Mr.Saurabh Kapoor, Advocate, for the petitioner(s).

Mr.Sourabh Goel, Sr.Panel Counsel, for the respondents.

Dr.S. MURALIDHAR, J.

1. On the previous date i.e. 5th March, 2020, the following order was passed:

“The impugned order though was appealable but since the grievance was raised that in spite of directions dated 15.01.2020 of this Court, no personal hearing was granted by the respondents rather the petitioner(s) had to file their written statements on counter. It was for the limited purpose that time was given to counsel for the respondents to have instructions as to any personal hearing was granted or not.

Learned counsel for the respondents seeks adjournment.

Adjourned to 12.03.2020.

Photocopy of this order be placed on the file of each connected case.”

2. Today, on instructions, learned counsel for the Respondents submits that there is no record of proceeding showing any authorized representative of the petitioner at the hearing.

3. Therefore, it is apparent that the earlier order dated 20.12.2019 passed by this Court in CWP No.34716 of 2019 has not been complied with.

4. Consequently, the impugned order dated 04.02.2020 passed by Respondent No.2 is hereby set aside and the Petitioner is directed to appear before the Respondent No.2/Authority on 19.03.2020 at 3:00 p.m. A fresh order on merits will be passed by Respondent No.2 uninfluenced by the impugned order that has been set aside.

5. It will be open to the Petitioner to request the Respondent No.2/Authority for also releasing the consignment in question and upon such request, Respondent No.2 shall pass orders in that regard without any delay.

The writ petition is accordingly disposed of.

**(S. MURALIDHAR)
JUDGE**

12th March, 2020
anil

**(AVNEESH JHINGAN)
JUDGE**

Whether speaking/reasoned = Yes/No.

Whether reportable = Yes/No.