

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

**CWP-11853-2020 (O&M)
Date of Decision:14.08.2020**

Abhishek Gaur

... Petitioner

Versus

State of Haryana & others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Raghav Dayal Gupta, Advocate for the petitioner.

....

TEJINDER SINGH DHINDSA, J. (ORAL).

Matter has been taken up through Video Conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Petitioner seeks a mandamus directing the concerned respondent/authorities under the State of Haryana to enforce and implement the provisions of the Rights of Person with Disabilities Act, 2016 and thereby provide reservation as regards allotment of Vita milk booths.

Apparently, an advertisement at Annexure P-4 has been issued by the Chief Executive Officer, Milk Federation, Ambala inviting applications for allotment of Vita milk booths at various sites in Chandigarh as also in Sector-26, Panchkula. In such advertisement, there is no reservation provided for an applicant who may be disabled.

In the writ petition, there is no challenge to the advertisement at Annexure P-4.

Counsel seeks withdrawal of the writ petition with liberty to file a petition afresh with better particulars and by raising other relevant prayers/grounds.

Prayer is allowed.

Writ petition is disposed of as withdrawn with liberty as prayed for.

It is, however, clarified that this Court has not examined the issue as to whether the provisions of the Disabilities Act, 2016 would extend even as regards allotment of Vita milk booths, be it in Chandigarh or Panchkula.

Disposed of.

14.08.2020

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

- | | | |
|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |