

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-PIL No. 122 of 2020 (O&M)

Date of decision:- 22.09.2020

Vijay Bansal and anotherPetitioners
Versus
State of Haryana and others ...Respondents

**CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI, JUDGE.**

Present:- Mr. Shashank Shekhar Sharma, Advocate, for the petitioners.
Mr. Deepak Balyan, Addl. Advocate General,
for the respondent-State of Haryana.

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RAVI SHANKER JHA, C.J. (ORAL)

With the consent of learned counsel for both the parties, the matter is being taken up and heard via video conferencing.

This petition has been filed by the petitioners praying for a direction to prohibit the sale/service of Hookas at public places in violation of the provisions of the Cigarettes and other Tobacco Products) Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act, 2003.

Learned Additional Advocate General appearing for the respondent-State of Haryana submits that vide order dated 02.04.2020 passed under the Epidemic Disease Act, 1897 and Covid Regulations, 2020, the Haryana Government has already passed an order prohibiting use of Hookah/water pipes in the State of Haryana to prevent spread of Covid-19 and Cigarettes and other Tobacco Product Act (COTPA), 2003 issued by the Ministry of Law and Justice and Legislative Department dated 19.05.2003 be enforced with zero tolerance.

In the circumstances, we do not find any reason to entertain or pass any further order in this petition. The petition is accordingly disposed of granting liberty to the petitioners to bring individual cases of violation to the notice of the local authority concerned to enable them to take appropriate action thereon.

Learned Additional Advocate General, Haryana submits that in case such complaints are filed in view of the orders already filed by the State of Haryana, the concerned authority shall take necessary steps in accordance with law.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

22.09.2020
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No