

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

CWP-16581-2020

Date of decision:-8.10.2020

Mohammad Farukh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Ms.Rosi, Advocate
for the petitioner.

Mr.Manish Dadhwal, AAG, Haryana.

H.S. MADAAN, J.

Case taken up through video conferencing.

Petitioner Mohammad Farukh has approached this Court by way of filing the instant Civil Writ Petition under Article 226 of the Constitution of India against respondents i.e. State of Haryana through the Principal Secretary, Government of Haryana, Department of Food, Civil Supply & Consumer Affairs, Haryana, District Food, Civil Supplies & Consumer Affairs, Nuh through its Controller, Deputy Commissioner, Nuh, District Nuh as well as against private respondent Ismail praying for issuance of a writ in the nature of mandamus directing respondents No.1

to 3 to cancel the license of respondent No.4 – Ismail as Depot Holder for the reason that he has been misconducting himself inasmuch as has not been supplying ration to the eligible persons regularly and has been misbehaving with them also. As a matter of fact, he has been usurping the ration making wrong entries in the record with regard to supplying the same to the persons, who are dead. Several representations were made by the petitioner and other villagers to official respondents but without evoking any response.

Notice of motion to respondent No.1 to 3.

Mr.Manish Dadhwal, AAG, Haryana, accepts notice on behalf of respondents No.1 to 3.

Learned counsel for the petitioner submits that the petitioner would be satisfied if the respondents are directed to consider the representations Annexure P-1 and Annexure P-4 to P-6 and take necessary action in the matter, within a fixed time frame.

Learned State counsel submits that the respondents NO.1 to 3 would abide by any such order passed by this Court.

Accordingly, keeping in view the facts and circumstances of the case and in order to avoid unnecessary litigation between the parties, the present writ petition is disposed of directing the respondents to consider the representations Annexure P-1 and Annexure P-4 to P-6 and to take necessary action in the matter, if it is so warranted by facts and circumstances of the case, within a period of two months from the date of receipt of a copy of this order.

Since the writ petition is not being disposed of on merits, the

petitioner may take recourse to the legal remedy, in accordance with law, in case he still feels aggrieved by the decision taken by the respondents on his representations.

8.10.2020

Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No