

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 2129 of 2021 (O&M)

Date of decision:- 05.02.2021

M/s Kuber Rice and General Mills and others

.....Petitioners

Versus

State of Punjab and others

...Respondents

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

Present:- Mr. Vikas Bahl, Senior Advocate with
Mr. Nikhil Sabharwal, Advocate, for the petitioners.
Ms. Lavanya Paul, Assistant Advocate General, Punjab.
Mr. Sunish Bindlish, Advocate, for respondent-FCI.
Mr. Deepak Sabharwal, Advocate, for respondent-PUNSUP.

(The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual Court).

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RAVI SHANKER JHA, C.J. (ORAL)

Learned senior counsel for the petitioner, who has assailed the communication dated 18.01.2021 (Annexure P-11) passed by respondent-PUNSUP by which the petitioner has been stopped from undertaking the milling operation inspite of the fact that he has a contract for milling the paddy which has not been terminated as yet, submits that the said order has been passed by the respondent-PUNSUP in highhanded and arbitrary manner without taking into consideration the stand of the petitioners.

From a perusal of the impugned order, it is apparent that it has been passed by stating that the petitioner has misbehaved with the staff and attacked the Manager (Quality) and T.A. staff of the Food Corporation of India and on this count as a temporary measure until further orders he has been stopped from working. In the circumstances, the matter needs to be resolved between the authorities.

Learned Senior counsel appearing for the petitioners submits that the petitioners would approach the Managing Director, PUNSUP-respondent No.2 by filing a representation before him along with a copy of the petition and a copy of the order passed today.

Learned counsel entering appearance on behalf of respondent-PUNSUP submits that in case the petitioner does so, the Managing Director, PUNSUP-respondent No.2 shall take up the matter and take a decision thereon within a week from the date the petitioner's approach the authority and resolve the issue, if possible.

In view of the above, the petition stands disposed of.

The Managing Director-PUNSUP would be at liberty to grant personal hearing to the petitioner, if so required or advised.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

05.02.2021
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No