

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

**CWP-2936-2021 (O&M)
Date of Decision: 10.02.2021**

NEEL KAMAL RICE MILLS

...Petitioner

Versus

UNION OF INDIA AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Shiv Kumar, Advocate,
for the petitioner.

Mr. Ashish Rawal, Advocate,
for the respondent-UI.

Ms. Anju Sharma Kaushik, DAG, Punjab.
(Presence marked through video conference).

ARUN MONGA, J. (ORAL)

Petition herein is under Article 226 of Constitution of India seeking, *inter alia*, issuance of a writ in the nature of mandamus directing the respondents to finalize the accounts of the petitioner Mill and settle its claim qua supply of B-class Gunny bags in the year 2016-2017 consumed for filling of paddy during the crop year 2017-18, as per applicable policy and guidelines of the respondents.

2. Learned counsel for the petitioner submits that despite sanction/recommendations dated 14.12.2020 made by Union of India, respondents are not releasing the payment to rice millers including the petitioner. In the premise, petitioner submitted a representation dated 10.07.2020 (Annexure P-17) to District Manager, Markfed Barnala but the same has not been adverted till date. Hence, the instant petition.

3. Learned counsel relies on an order passed by a coordinate Bench of this Court in CWP No.11678 of 2020 decided on 15.12.2020 contained at Annexure P-18.

4. On advance service of copy of the petition, Mr. Ashish Rawal, Advocate for Union of India and Ms. Anju Sharma Kaushik, DAG, Punjab join the proceedings.

5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

6. Without commenting on the merits of the case, writ petition is disposed of with a direction to the competent authority to look into the representation dated 10.07.2020 (Annexure P-17) and decide the same within a period of 2 months from today. For the purpose representatives of respondent No.2-FCI is directed to have a video conference with the representatives of respondent No.6-Markfed and pass the requisite orders keeping in view the recommendations/sanction dated 14.12.2020 made by Union of India, which have been noted in the order passed by this Court in another similarly situated matter bearing CWP No.11678 of 2020 contained at Annexure P-18.

7. In case, favourable order is passed, payment thereof shall be disbursed in due course with liberty to the petitioner to seek interest in terms of the order passed by this Court in CWP No.11678 of 2020.

8. Disposed of accordingly.

February 10, 2021
vandana

(ARUN MONGA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No