

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.9947 of 2021 (O&M)
Date of decision:- 01.10.2021

Ashwani Kumar and othersPetitioners
Versus

Union of India and others ...Respondents

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

Present:- Mr. Rahul Sharma-1, Advocate, for the petitioners.
Mr. Gaurav Pathak, Advocate, for respondents No.1 and 2.

(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, CHIEF JUSTICE (oral)

This petition has been filed by the petitioners being aggrieved by the fact that they have been debarred from entering in Hisar Military Station and have also been black listed for the purposes of obtaining any contract or licence for running wet canteen and other regimental shops inside Hisar Military Station.

Learned counsel for respondents No.1 and 2 submits that in view of the decision of this Court rendered in Civil Writ Petition No. 18833 of 2019 decided on 10.02.2020 which has also been affirmed by the Supreme Court in Special Leave Petition (Civil) No. 5030 of 2020, the canteen(s) and other regimental shops in military stations have now been 100% reserved for allotment to the Ex-servicemen, their widows, defence personnel(s) and other army related defence categories. He submits that in such circumstances, in the changed scenario, if the petitioner now approaches the respondent-authorities by filing a representation in respect of his debarment, the same would be considered and decided in accordance with law.

Learned counsel for the petitioners submits that the petitioners shall file their representation before the respondent-authorities in respect of their grievances which may be considered and decided by them.

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In view of the aforesaid statement made by learned counsel for the parties before this Court and in terms thereof, the petition stands disposed of.

It is made clear that this Court has not expressed any opinion on the merits of the case and therefore, the respondent-authorities would be at liberty to examine the matter keeping all facts and facets into consideration and thereafter accept or reject the same in accordance with law.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

01.10.2021
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No