

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

CWP-11720-2021 (O&M)

Date of Decision:26.10.2021

Hari Chand and others

.....Petitioners

Versus

Haryana State Agricultural Marketing Board and another

.....Respondents

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA
HON'BLE MR. JUSTICE VIVEK PURI**

Present:- Mr. D.R. Bansal, Advocate for the petitioners.
Mr. Sandeep Moudgil, Advocate for the respondents.

TEJINDER SINGH DHINDSA J.(Oral)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

As per averments made in the petition, the petitioners herein were allotted plots in the New Vegetable Market, Pundri, between the years 2001 to 2013.

Challenge in the instant petition is to a notice dated 01.06.2021 (Annexure P-6) issued by the Secretary-cum-E.O., Market Committee, Pundri and served upon petitioner No.11 herein as regards resumption of the plot due to non-payment of the amount as shown on PPM Portal under Clause E (2) of “***Vivadon Ka Samadhan Scheme***”. As per impugned notice petitioner No.11 has been called upon to deposit an amount of Rs.19,19,390/- (after rebate) failing which resumption has been threatened

Counsel submits that similar notices have been served upon the other petitioners as well.

During the course of hearing today, counsel argues that no calculation sheet/details have been furnished to the petitioners so as to justify the amount that is now showing on the PPM Portal. Without sharing with the petitioners the calculation sheets, it would be an exercise in futility for the petitioners to take a call and to respond to the impugned notices(s) dated 01.06.2021 at Annexure P-6.

Mr. Sandeep Moudgil, learned Addl. A.G. Haryana, and who is representing the respondent-Haryana State Agricultural Marketing Board, takes a fair stand and submits that the calculation forming the basis of the issuance of the impugned notice(s) would be duly furnished to the petitioners within a period of four weeks from today.

Statement made by Mr. Moudgil, is accepted.

Writ petition is disposed of with the observations that after receipt of the calculation details in support of the impugned notice(s) dated 01.06.2021, it would be open for the petitioners thereafter to file objections/reply within four weeks time frame.

The respondent-authorities/competent authority would thereafter take a final decision in the matter and after affording to the petitioners an opportunity of personal hearing and by way of a detailed speaking order.

It is further directed that till such time such exercise is not concluded resumption orders in respect of the plots/shops in the name of the petitioners, would not be issued.

(TEJINDER SINGH DHINDSA)
JUDGE

(VIVEK PURI)
JUDGE

26.10.2021
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No