

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

102-203

CWP-15329-2021 (O&M)

Date of Decision: 24.09.2021

M/s Kharar Rice Mills

... Petitioner

VS.

State of Punjab & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. Daman Dhir, Advocate for the petitioner

Ms. Deepali Puri, Addl. AG Punjab

GIRISH AGNIHOTRI, J. (Oral)

The petitioner, *inter alia*, seeks a direction to the respondents to allot the petitioner-firm for custom milling of paddy.

Notice of motion in this case was issued on 12.08.2021 and in response thereto, learned State counsel submits that reply has already been filed on behalf of the respondents.

Learned counsel for the petitioner makes reference to order dated 26.05.2021 passed in CWP-10250-2021 (P8) to urge that the operation of the impugned order whereby the District Allotment Committee had cancelled the allotment of the petitioner and had also black-listed the petitioner for 3 years, has already been stayed by this Court.

Learned counsel for the respondents, however, submits that the petitioner has already filed the representation dated 16.07.2021 (P9), however, the authorities are yet to pass an order on the said request of the petitioner for allotment of paddy. She, therefore, submits that the present writ petition is premature at this stage.

Learned counsel also placed reliance on the order dated 13.09.2021 passed by this Court in CWP-15361-2021 (M/s Vishnu Sales Corporation vs. State of Punjab & Ors.).

Having heard learned counsel for the parties, this Court deems it appropriate to dispose of the writ petition with the following directions:-

- (i) The respondents are directed to consider the claim of the petitioner as raised in the representation dated 16.07.2021 (P9) and pass an appropriate order in accordance with law within a period of 10 days from the date of receipt of certified copy of this order.
- (ii) The petitioner is also at liberty to file a supplementary representation to support the aforementioned representation and/or to place reliance on the orders passed in M/s Vishnu Sales Corporation case (supra).
- (iii) Needless to say that in case the petitioner is found entitled, the necessary relief shall be granted to the petitioner within 7 days from the date of decision of the representation.

The writ petition stands disposed of in above terms.

24.09.2021

Vvishal

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

(Girish Agnihotri)
Judge

Yes/No
Yes/No