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

CWP No.19005 of 2020 (O&M)

Date of decision: February 24, 2021

Sushil Singla

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Abhijeet P.S. Chaudhary, Advocate for the petitioner.

Ms. Maloo Chahal, DAG Punjab.

Mr. Rajbir Singh, Advocate for respondent No.4.

MAHABIR SINGH SINDHU, J

CM-3047-CWP-2021

For the reasons stated in the application, the same is allowed; written statement on behalf of respondent No.4 along with annexures R-4/1 & R-4/2 are taken on record.

Registry to tag the same at appropriate place.

Main case

Present petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of Mandamus directing respondent No.2 to issue censure or directions to respondent No.4 to perform his duties in the interest of public.

In pursuance of the notice of motion issued by this Court, reply on behalf of respondent No.4 has been filed and which *inter alia*

states that matter has been examined thoroughly and the competent authority, i.e. respondent No.3-District Controller, Food Civil Supplies and Consumer Affairs, Sangrur has passed a detailed order dated 10.02.2021 (R-4/2) and the operative part of the same reads as under: -

“As per letter dated 07.01.2021 of the Director Food Civil Supplies and Consumer Affairs Punjab Chandigarh, the District Food Civil Supplies and Consumer Affairs, Sangrur vide its letter memo No.Distribution-2021/96 dated 15.1.2021 has seek clarification from Ashu Goyal Inspector Food Supplies Centre, Malerkotla (Now Center Sangrur) qua complaint dated 18.09.2020 filed by Mangu Ram Singla son of Sh. Madan Lal as mentioned in Civil Writ Petition No.19005 of 2020. In this regard Ashu Goyal Inspector Food Supplies Center, Malerkotla (Now Center Sangrur) submitted his clarification vide his letter memo No.78 dated 04.02.2021; which is received by undersigned on dated 08.02.2021. After going through the relevant documents, complaint dated 18.09.2020 of Mangu Ram Singla son of Madan Lal and clarification received from Ashu Goyal Inspector Food Supplies Center, Malerkotla (Now Center Sangrur), the following facts revealed: -

- 1. There is only 20 quintal and 20 Kg stock of wheat was remained with depot holder on dated 12.4.2020 out of stock issued to depot holder Sushil Singla for the period October 2019 to March 2020.*
- 2. There is no stock of pulses which was released to the Depot holder by the department for the period October 2019 to March 2020.*
- 3. On dated 02.07.2020 at the time of applying for leave to the department, the depot holder has not mentioned about any stock remained with her.*

4. As per the clarification of Inspector, the depot holder has prepared the forged receipt dated 14.4.2020.

5. There is no complaint received by the department from any consumer regarding the distribution of stock.

After going through the above mentioned facts, I Tarwinder Singh Chopra Food Civil Supplies and Consumer Affairs, Sangrur is hereby decide that the complaint dated 18.09.2020 of Mangu Ram Singla son of Madan Lal mentioned in Civil Writ Petition 19005 of 2020 titled as Sushil Singla Vs. State of Punjab is baseless and same is disposed off as it is not true as per facts and Ashu Goyal Inspector Food Supplies Malerkotla (now center Sangrur) is also directed strictly to be careful in future regarding distribution of food/ Ration.”

Perusal of the relevant part of the order passed by respondent No.3, extracted herein-above, clearly reveals that there was no substance in the complaint/ representation made by the petitioner; thus, the same has been rejected.

In view of the above, this Court does not find any merit in the present petition; consequently, the same stands dismissed.

However, petitioner would be at liberty to challenge the order dated 10.02.2021 in accordance with law, if so advised.

(MAHABIR SINGH SINDHU)
JUDGE

February 24, 2021

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No