

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

CWP-21028-2021 (O&M)
Date of decision:- 13.10.2021

Darbar Atta Chakki

...Petitioner (s)

Versus

Food Corporation of India and another

...Respondent(s)

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

Present: Mr. Alok Mittal, Advocate,
for the petitioner.
Mr. Krishan Kumar Gupta, Advocate,
for the respondents.

(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, C.J. (ORAL)

This petition has been filed by the petitioner being aggrieved by the fact that the respondent-authorities have passed the impugned order/demand notice dated 22.09.2021 (Annexure P-3) prohibiting lifting of wheat stock till the demand made by the authorities for payment of arrears is met.

It is submitted that the petitioner has filed a representation dated 01.10.2021 (Annexure P-4) before the General Manager, Food Corporation of India, Regional Office (Punjab), Chandigarh which is pending consideration.

Mr. Krishan Kumar Gupta, learned counsel appearing for the respondent – FCI submits that the representation dated 01.10.2021 (Annexure P-4) pending before the respondent-authorities shall be considered and decided expeditiously.

In such circumstances and in view of the statement made by learned counsel for the respondent – FCI, we do not find any reason to entertain the present petition which is disposed of with liberty to the petitioner to pursue the remedies prescribed and provided in the contract/terms of the tender. It is made clear that this Court has not expressed any opinion on the merits of the case and, therefore, the 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

13.10.2021

Amodh

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