

203.

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

CWP-4861-2019 (O&M)

Date of Decision: 27.09.2022

KESHAV RICE MILLS

.... Petitioner

Versus

STATE OF PUNJAB AND ORS

.... Respondents

II. CWP-8206-2019 (O&M)

RADHA RAMAN RICE MILLS

.... Petitioner

Versus

STATE OF PUNJAB AND ORS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. B.K. Mehta, Advocate, for the petitioners.

Mr. Mohit Kapoor, Additional Advocate General, Punjab.

JAISHREE THAKUR.J (Oral)

These two writ petitions have been filed seeking a similar prayer therein and therefore, a common order is being passed.

Counsel appearing on behalf of the petitioner-Mills would contend that the Mills had been set up in July 2010 and a milling capacity of 2 tonnes was allowed to the Mills. However, after a period of 3 years, a notice was issued to reduce the said capacity to 1 tonne which was eventually reduced by an order dated 29.07.2017 to a milling capacity of 0.5 tonne. He would submit that there were two similarly situated Mills which had been allowed milling capacity of 3 tonnes, reduced to 2.5 tonnes but restored by

an order dated 08.11.2017. Counsel would further submit that the matter of the petitioner-Mills was reconsidered by the District Food Supplies Controller, Moga and it has been recommended that the Rice Mills have the capacity of 1 tonne of paddy, however, this recommendation has not been considered so far. In case the milling capacity is restored as per the recommendation made, the present petitions would then be rendered infructuous.

Counsel appearing on behalf of the respondents would submit that the matter will be looked in by the Director, Food, Civil Supplies and Consumer Affairs, Punjab within a period of two weeks from today and a speaking order will be passed therein.

In view of the very fair submission, the Director, Food, Civil Supplies and Consumer Affairs, Punjab, is hereby directed to consider the claim of the petitioners for enhancement of the milling capacity in terms of the recommendations made, if not already decided, by passing a speaking order, and communicate the order to the petitioner-Mills forthwith.

Let the needful is done expeditiously considering the fact that the fresh milling season is about to begin.

Present petitions stand disposed of accordingly.

(JAISHREE THAKUR)
JUDGE

27.09.2022

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No