

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

CWP-4460 of 2022 (O&M)

Date of Decision:08.03.2022.

M/s Compass India Food Services Private Ltd.

.....Petitioner

Versus

The State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Amar Pratap Singh, Advocate
for the petitioner.

AJAY TEWARI, J(Oral)

1. This petition has been filed praying for quashing order dated 17.11.2021 (Annexure P-1) passed by respondent No.3 and has fairly accepted that there is a remedy of an appeal but the Tribunal is not functional and consequently he is constrained to move this Court by way of writ petition.

2. Notice of motion.

3. Ms. Shruti Jain Goyal, DAG, Haryana appears and accepts notice on behalf of the respondents and has very fairly accepted that the Tribunal is yet not functional.

4. We are pained to point out that the issue regarding the functioning of the appellate Tribunal has been hanging fire for at least more than one year. Many cases were adjourned from time to time because an assurance was held out that the Tribunal is going to be made functional very early, but as mentioned above, even till date no progress has been made in that regard.

5. In the circumstances, we direct the petitioner to file an appeal along with an application for stay within 15 days from today and till such time the application for stay is considered and decided by the Tribunal, no coercive action be taken against the petitioner.

6. Petition stands disposed of in above terms.

7. Since the main case has been decided, the pending application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(PANKAJ JAIN)
JUDGE

March 08, 2022
rekha

Whether speaking/reasoned : *Yes/No.*

Whether reportable : *Yes/No.*