

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

Sr. No.129

CWP No.11454 of 2022

Date of Decision: 25.05.2022

M/s Jujhar Passenger Bus Service Pvt. Ltd.

.... Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Amit Jhanji, Sr. Advocate with
Ms. Nikita Garg, Advocate for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

Learned Senior Counsel very fairly submits that though the show cause notices dated 29.04.2022 issued citing extension/variation in the permit issued to the petitioner, have been challenged in the present petition, which notices are yet to attain finality, but keeping in view the history which has been depicted in the petition, it is most likely that the petitioner's objections to the show cause notices will not be considered on merits as the respondents have already decided to cancel the permits. Learned Senior Counsel appearing on behalf of the petitioner further submits that it is only under these circumstances that rather than waiting for the final order against the show cause notices, the petitioner has approached this Court challenging the show cause notices itself. Learned Senior Counsel argues that even otherwise, the show cause notices which have been issued to the petitioner, which have been impugned in the present petition, have been issued by the authority not competent to do so.

Keeping in view the advance copy served, Mr. Navdeep Chhabra, Deputy Advocate General, Punjab appears on behalf of the respondents and submits that the apprehension of the petitioner that the respondents have already made up their mind with regard to the show cause notices, is only an apprehension and that too without any basis as of now.

Learned State counsel submits that appropriate consideration will be given to the objections, which are being raised by the petitioner to the show cause notices and the order will be passed after considering all the said objections.

Learned State counsel further submits that to show the bona fide that reply to the show cause notices issued to the petitioner, will be considered with an open mind, the petitioner is free to avail the opportunity of personal hearing before the order is passed, if intended.

Learned Senior Counsel for the petitioner submits that keeping in view statement of learned State counsel, the present petition be disposed of as having been not pressed any further with liberty to the petitioner to approach the respondents in pursuance to the impugned show cause notices by way of filing an appropriate reply to the show cause notices and the petitioner will be much delighted to avail the opportunity of personal hearing as well, as being offered to it by learned State counsel.

In view of the above, the present petition is disposed of as having been not pressed any further with liberty as prayed for.

It is made clear that in case, the petitioner has not already filed the reply, let the order on the show cause notices be passed after the petitioner files its objections for extension/variation, for which the petitioner is granted 7 days' time starting from today.

(HARSIMRAN SINGH SETHI)
JUDGE

25.05.2022
Maninder

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