

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

CWP-16819-2018
Date of decision: 28.03.2022

Varinder Kumar

... Petitioner

Versus

State of Haryana and others

... Respondents

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

Present: Mr. Bhupeshwar Singh, Advocate, for
Mr. Berjeshwar Singh Jaswal, Advocate, for the petitioner.

Mr. K.K. Gupta, Advocate, for respondent No.1-FCI.

Mr. Deepak Balyan, Addl. Advocate General, Haryana.

Mr. Ram Lal Yadav, Advocate, for
Mr. Lokesh Sinhal, Advocate, for respondents No.3 & 4.

RAVI SHANKER JHA, C.J. (Oral)

This is a public interest litigation filed in the year 2018 against the storage of grain acquired for distribution under the Public Distribution System (PDS) at open plinths as the same is resulting in destruction of the grain due to rains and other weather conditions. The respondents No.3 & 4 has filed a reply saying that no grain is actually stored open to the sky and that the grain that is stored at open plinths is immediately covered by polythene and other seats in a scientific manner so that the same may be used in the PDS system in future. The affidavit also says that till date no grain has been damaged.

Learned counsel appearing for the respondent-FCI submits that this is the true picture that exists and in fact the authorities have already issued fresh instructions to ensure that no grain is henceforth stored at open plinth but is stored and covered in godowns. The authorities have further stated on affidavit that regular inspections are conducted by the concerned and the persons responsible for storage are subjected to departmental proceedings in case of any loss etc.

In view of the statement on affidavit as well as the statement of learned counsel for the respondent-FCI, we find that nothing further survives in the petition which is accordingly disposed of taking the aforesaid statement on record granting liberty to the petitioner to take up fresh proceedings in case any fresh cause of action arises.

(Ravi Shanker Jha)
Chief Justice

(Arun Palli)
Judge

28.03.2022
Rajan

Whether speaking / reasoned:	YES
Whether Reportable:	NO