

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

**CWP-18912-2022 (O&M)
Date of Decision: 17.10.2022**

NFSA Depot Holders Welfare AssociationPetitioner

Versus

State of Punjab and others Respondents

2) CWP-21436-2022 (O&M)

Ration Depot Holder Federation of Punjab and othersPetitioners

Versus

State of Punjab and others Respondents

3) CWP-22702-2022 (O&M)

Fair Price Shops Welfare AssociationPetitioner

Versus

State of Punjab and others Respondents

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

Present : Mr. Vijay K. Jindal, Advocate,
for the petitioner (in CWP-18912-2022).

Mr. M.S. Khaira, Senior Advocate, with
Mr. Jaswinder Singh, Advocate
for the petitioners (in CWP-21436-2022).

Ms. Rashmi Singh, Advocate, and
Mr. Sukhandeep Singh, Advocate,
for the petitioner (in CWP-22702-2022).

Mr. Vinod Ghai, Advocate General, Punjab, with
Mr. Vikas Mohan Gupta, Additional A.G., Punjab, and
Mr. Avinit Avasthi, AAG, Punjab.

Mr. Mehardeep Singh, Advocate, for respondent No.4.

Mr. Gurminder Singh, Senior Advocate, with
Mr. J.S. Gill, Advocate, for the applicant
(in CM-15047-CWP-2022).

RAVI SHANKER JHA, CHIEF JUSTICE (Oral):

In these writ petitions, the petitioners have prayed for a writ of Certiorari, to quash clauses 5.2, 5.3 & 6 of the Request For Proposal (RFP).

Learned Advocate General, Punjab, has produced an affidavit, dated 17.10.2022, of the Additional Secretary to Government of Punjab, Department of Food, Civil Supplies and Consumer Affairs, Punjab, and the same is taken on record as 'Mark A'.

The averments set out in the affidavit read as under:-

"1. That the petitioners have filed the afore-mentioned writ petition, wherein challenge has been made to Request For Proposal (Annexure P-9) for selection of wheat flour mills and now the same is pending for 17.10.2022.

2. That it is respectfully submitted that the entire issue has been re-examined by the department and it has been decided as under:

(i) That certain alterations/amendments are required to be carried out in the Home Delivery Service to bring it in sync with the provisions of National Food Security Act, 2013 and Punjab Targeted Public Distribution System (Licensing and Control) Order, 2016.

(ii) Therefore the pending RFP issued for selection of grinding/delivery services shall be given effect to after bringing about the desired changes in the beneficial service.

(iii) Further, while implementing the changes in the Home Delivery Service, interest of all the stakeholders in the PDS chain including the FPS Owners shall be taken into account.

3. That the deponent is filing the present affidavit to bring the afore-said information to the notice of this Hon'ble Court. The writ petition may kindly be disposed off in the afore-said terms."

Faced with the above, learned counsel for the petitioners submit that these petitions may be disposed of, in view of the averments set out in the affidavit (*ibid*), granting liberty to the petitioners to take up fresh proceedings, if so required.

Ordered accordingly.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

17.10.2022
AK Sharma

Whether speaking/reasoned Yes/No