

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

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CM-19043-CWP-2021 in/and
CWP-23295-2021
Date of decision: 28.02.2022

Rajesh Kumar

.....Petitioner

Versus

State of Punjab and others

.....Respondents

Coram: Hon'ble Mr. Justice Rajbir Sehrawat

-.-

In virtual Court

Present: Mr. Himanshu Mehta, Advocate
for the applicant/petitioner

-.-

Rajbir Sehrawat, J. (Oral)

CM-19043-CWP-2021

Prayer in this application is for placing on record the amended memo of parties.

Allowed as prayed for. Amended memo of parties is taken on record.

Main case

The present petition has been filed under Articles 226/227 of the Constitution of India praying for issuance of a writ in the nature of mandamus, directing the office of respondents to issue the licence under Rule 62-C/62-D of the Drugs and Cosmetics Rules 1945, for distribution of Drugs through Motor Vehicle, in the light of representation dated 30.09.2021 (Annexure P-4). It has further been prayed for issuance a writ

in the nature of mandamus, directing the office of respondents for providing *online* option/insertion option for applying the said licence on *online portal* of the application *website*.

Counsel for the petitioner submits that he restricts the present petition to the prayer qua seeking licence for distribution of Drugs through motor vehicle under the Drugs and Cosmetics Rules, 1945.

At the very outset, counsel for the petitioner submits that the petitioner would be satisfied, at this stage, if his prayer, as mentioned above, is considered and final decision is taken by the respondent authority thereon, within a time bound frame.

Notice of motion.

On the asking of Court, Mr. Pawan Sharda, DAG, Punjab accepts notice on behalf of the respondents.

In view of the above, the present petition is disposed of with a direction to respondent No. 2 to decide the petitioner's prayer qua seeking licence for distribution of Drugs through motor vehicle under the Drugs and Cosmetics Rules, 1945 and take a conscious decision thereon by passing a speaking order; within a period of two months from the date of receipt of the certified copy of this order.

(Rajbir Sehrawat)
Judge

28.02.2022
Mohan Bimbra

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