

205.

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

CWP-24423-2022

Date of Decision: 31.10.2022

M/s A-One Rice Mills and others

.... Petitioners

Versus

State of Punjab and others

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. G.K. Mann, Senior Advocate, with
Ms. Simrat Kaur, Advocate, and
Mr. Gursharan Singh, Advocate, for the petitioners.

Mr. Sehajbir Singh Aulakh, AAG, Punjab.

Mr. A.P.S. Mann, Advocate,
for respondents No.5 and 6.

JAISHREE THAKUR.J (Oral)

The present writ petition has been filed by three writ petitioners, namely, M/s A-One Rice Mills, M/s Brothers Rice Mills and M/s Hemkunt Rice Mills, seeking issuance of a writ in the nature of mandamus to allow the petitioner-Mills to lift paddy from the mandis according to the allotment under the Custom Milling Policy for Kharif 2022-23.

Learned counsel appearing on behalf of the petitioners would contend that the petitioner Rice Mills, who had applied under the Kharif 2022-23 policy, were allotted to Markfed by the District Allotment Committee, Jalandhar for custom milling of paddy, however, have not been permitted to lift the paddy for milling purposes on the ground that Food Corporation of India vide its letter dated 13.10.2022 has informed the

Director, Food, Civil Supplies and Consumer Affairs, Punjab that four Rice Mills, namely, M/s JR Rice Mills (Kapurthala District), M/s Thind Brothers (Kapurthala District), M/s Momi Rice Mills (Kapurthala District) and M/s Nilgiri Rice Mills (Moga District), who had supplied rice stock for the crop year 2019-20 into the FCI godown was found to be Beyond Rejection Limit (BRL). These Mills had been asked to replace the stock at their own risk and cost which they failed to do so.

Reply has been filed by Markfed which reflects that the District Allotment Committee has issued a show cause notice to the petitioner Rice Mills as the partners herein are family members of one of the partners of M/s Thind Brothers Rice Mills. One partner is the son of Mr. Amrit Pal Singh and, therefore, being a family member of a defaulter Mill, would be a defaulter himself.

Since the petitioners herein have relied upon a show cause notice as issued to them by the Director, Food, Civil Supplies and Consumer Affairs, Punjab, who is seized of the matter and has to take a final decision in terms of the Custom Milling Policy, the petitioners herein would submit that they would be satisfied if an early decision is taken thereon within a period of three days.

Ordered accordingly.

Petition stands disposed of.

(JAISHREE THAKUR)
JUDGE

31.10.2022

sanjeev	Whether speaking/reasoned:	Yes/No
	Whether Reportable:	Yes/No