

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

CWP No. 1858 of 2023 (O&M)

DECIDED ON: 31st January, 2023

Mohinder Singh

.....PETITIONER

VERSUS

State of Punjab and others

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. R.K.Arya, Advocate for
Ms. Sukhveer Kaur, Advocate for petitioner.

Mr. Rajesh Mehta, Additional Advocate General, Punjab.

AVNEESH JHINGAN, J (ORAL)

The writ petition is filed in the nature of Certiorari seeking quashing of order passed by District Controller Food, Civil Supply and Consumer Affairs, Gurdaspur, (for short 'DFSC') suspending the supply of essential commodities/food grains to Depot of petitioner.

The brief facts are that the petitioner-Mohinder Singh was allotted Depot. An inquiry was conducted against him. In the enquiry, it was found that the petitioner was distributing lesser wheat to ration card holders than their entitlement, charging Rs.20/- as transportation charge from consumers and extra money from some consumers. The licence of the petitioner was suspended. Aggrieved of that, the present petition has been filed.

Learned State counsel appearing on advance notice submits that the order is challenged on the ground that DFSC had no jurisdiction to pass orders. He produced notification dated 5.1.2023 amending the Punjab Targeted Public Distribution System (Licensing and Control) order, 2016, whereby word "District Magistrate" has been substituted with "Licensing Authority". He further on instructions submits that in view of amendment the orders passed by DFSC

suspending the supply to the depot of petitioner has been revoked and seeks liberty to pass a fresh order if need so arises.

In view of statement made by learned State counsel, the petition is disposed of.

Needless to say that the respondents would be at liberty to proceed in accordance with law.

Since the main case has been disposed of, pending application, if any is rendered infructuous.

31st January, 2023

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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether reportable</i>	<i>No</i>