

CWP No. 6278 of 2021

[1]

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP No. 6278 of 2021

Date of decision: 1st February, 2023

Jahid

Petitioner

Versus

State of Haryana and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Bhisham Kumar, Advocate for the petitioner.
Mr. Samarth Sagar, Additional Advocate General, Haryana.

AVNEESH JHINGAN, J (Oral):

This writ petition in the nature of *Certiorari* is filed seeking quashing of order dated 23.6.2020 and 24.12.2020 cancelling Public Distribution Depot licence of the petitioner and dismissing the appeal filed against the cancellation.

The brief facts are that the petitioner was running Public Distribution Depot in village Rupnagar Natol, Tehsil Hathin, District Palwal. On a complaint received, enquiry was held which substantiated the allegations in the complaint. Show cause notice was issued. As per the order of cancellation, no reply was filed by the petitioner.

The issue that the order of cancellation was passed without considering the reply raked up in the appeal but the petitioner failed to produce receipt of filing of the appeal.

Learned counsel for the petitioner submits that due to political vendetta, no receipt was issued of the reply filed.

Without commenting on the merits of the case or on the fact as to whether the reply was filed or not, to ensure compliance of principles of natural justice, the impugned orders are set aside. Respondent No. 3 shall decide the issue of cancellation afresh after providing opportunity of

hearing to the petitioner.

The petitioner is directed to appear before respondent No. 3 at 11.00 AM on 14.3.2023.

The petition is disposed of.

[AVNEESH JHINGAN]
JUDGE

1st February, 2023
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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |