

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-6774-2023
Date of decision : 13.04.2023

Venus Rice and General Mills

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHLPresent: Mr.Prince Goyal, Advocate
for the petitioner.Mr.Ferry Sofat, Addl.A.G. Punjab
for the respondents.**VIKAS BAHL, J.(ORAL)**

This is a civil writ petition filed under Articles 226/227 of the Constitution of India for issuance of a writ, order or direction especially in the nature of mandamus directing the respondents especially respondent no.4 to conclude the review proceedings pending with respect with removal / deletion of Rapat no.624 dated 19.08.2013 in compliance to the order dated 10.05.2021 (Annexure P-8) passed by respondent no.2 in a time bound manner.

Learned counsel for the petitioner has submitted that in the present case, Rapat no.624 dated 19.08.2013 was entered into with respect to the land of the petitioner. The petitioner had filed a miscellaneous application on 31.08.2020 (Annexure P-6) before respondent no.2 for removal / deletion of the said Rapat on the ground that it has been illegally entered. It is further submitted that on 10.05.2021 (Annexure P-8), the

Deputy Commissioner-respondent no.2 while delegating the power of review to respondent no.4 forwarded the matter to respondent no.4 to review the same in the presence of both the parties and thereafter, the review proceeding has been initiated. It is further submitted that although the Punjab State Warehouse could not offer any valid reason to justify the legality of the said Rapat, but respondent no.4 instead of deciding the matter, adjourned the matter without giving any further date. It is prayed that in the said circumstances, respondent no.4 be directed to decide the review application in a time bound manner.

Learned State counsel has submitted that every endeavour would be made by respondent no.4 to decide the review proceeding as expeditiously as possible and in any case within a period of six weeks from the date of certified copy of the present order.

Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to respondent no.4 to decide the above said review proceeding as expeditiously as possible preferably within a period of six weeks from the date of receipt of the certified copy of the present order.

It is made clear that this Court has not opined on the merits of the case and respondent no.4 would consider and decide the review proceeding independently, in accordance with law.

(VIKAS BAHL)
JUDGE

April 13, 2023

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No