

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**CWP-15158-2019****Date of decision:13.07.2023****DLF Qutab Enclave Residents Welfare Association (Regd.)....Petitioner****V/s.****State of Haryana and others****....Respondents****CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE MANISHA BATRA****Present: Mr. Vaibhav Sharma, Advocate
for the petitioner.****Ms. Mamta Singla Talwar, DAG, Haryana.************Ritu Bahri, J. (Oral).**

1. Challenge in the present writ petition is to the licence dated 29.04.2019 (Annexure P-1) and permission dated 23.04.2019 (Annexure P-8) which was granted to Gurugram Wines (Sunil Dutt) resident of H. No. 86/3rd, New Mandi, B-block, Sirsa, Haryana for retail sale of Country and IMFL (Indian Made Foreign Liquor) under which the vend is functioning on the left side of Golf Course Road, B Block DLF City Phase I, near Rapid Metro Station in Ward No. 34, Gurugram, Municipal Corporation Area.

2. The grievance of the petitioner is that the liquor vend had been set up within a distance of less than 100 metres of the schools which is in violation of the Haryana Excise Policy 2019-20.

3. On notice, written statement dated 04.06.2019 has been filed by respondent No. 3 on behalf of respondents No. 1 to 4. As per para No. 2 of the written statement, the distance of liquor vend is more than 500 meters from schools. Further, reply dated 09.07.2019 on behalf of respondent No.

6 has been filed in which he has reproduced a letter dated 04.06.2019 by the Estate Officer-II, HSVP, Gurugram stating that the liquor vend has been set up on temporary basis only in Sector 26-A, Gurugram and the subject land is planned for office building.

4. The distance of liquor vend from schools is more than 500 meters as per para No. 2 of the written statement dated 04.06.2019 and the liquor vend was set up on temporary basis. Moreover, the excise policy of the year 2019-20 has come to an end, this petition is disposed of by giving liberty to the petitioner to approach the authorities if the liquor vend is opened in violation of the existing excise policy.

(RITU BAHRI)
JUDGE

(MANISHA BATRA)
JUDGE

13.07.2023

Divyanshi

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