

107

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

CWP No.14168 of 2022(O&M)

Date of Decision: 13.04.2023

The Manjeet Cooperative Transport Society

-Petitioner

Versus

State of Haryana and another

-Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Gaurav Mohanta, Advocate and
Mr. Gaurav Gogna, Advocate
for the petitioner.

Mr. Tapan Kumar Yadav, DAG, Haryana.

RAJ MOHAN SINGH, J. (Oral)

Learned State counsel on instructions from Rakesh Kumar, Assistant submits that the competent authority/Transport Commissioner would revisit the entire issue, *de hors* the observations made in the impugned order in accordance with law.

It is expected from the competent authority that the needful in the context of re-consideration of the case of the petitioner would be done after hearing the petitioner in a time bound manner. The petitioner would be at liberty to produce the material to show that the original stage carriage permit is still intact. At the same time, the competent authority would also be

at liberty to appreciate the order, if any, passed on 01.04.2003 in the context of cancelling or suspending the stage carriage permit of the petitioner along with 42 transport societies on account of failure to pay the taxes. In any case, the competent authority shall pass fresh order in accordance with law without being prejudiced by pleadings of the present case as well as defence raised by the State at this stage.

In view of above, the present writ petition is disposed of. Pending applications, if any, also stand disposed of accordingly.

13.04.2023
Prince

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No