

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

CWP No. 20073 of 2022 (O&M)

DECIDED ON: 14th February, 2023

Sulakhan Lal and another

.....PETITIONERS

VERSUS

State of Punjab and others

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. H.C. Arora, Advocate and
Ms. Sunaina, Advocate for petitioners.

Mr. Charanpreet Singh, AAG Punjab.

AVNEESH JHINGAN, J (ORAL)

The challenge in this writ petition filed in the nature of Certiorari is to the order passed by District Controller Food, Civil Supplies and Consumer Affairs, Amritsar, (for short 'DFSC') suspending the supply of Ration to the Depot of the petitioners.

The brief facts are that the petitioners-Sulakhan Lal and Lovkesh Joshi were allotted Depot. A complaint was made against Depot holders. In the enquiry conducted it was found that depot holder was not issuing the actual due quantity of wheat and using foul words and doing work of other depot holders. The licence of Depot Holder was suspended. Aggrieved of that the present petition has been filed.

Learned State counsel submits that the orders are challenged on the ground that DFSC had no jurisdiction to pass orders. He has 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submits that in view of amendment the order passed by DFSC suspending the licences has been revoked and liberty is sought to pass a fresh order/issue show cause notice if need so arises.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 if need so arises.

Since the main cases have been disposed of, pending application, if any is rendered infructuous.

14th February, 2023
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(AVNEESH JHINGAN)
JUDGE

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