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

CWP-29587-2018

Date of decision: 11th May, 2023

Sabbir

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: None for the petitioner.

Mr. Sharad Aggarwal, Deputy Advocate General, Haryana.

AVNEESH JHINGAN, J (Oral):

1. This writ petition in the nature of *Certiorari* is filed for quashing of orders dated 23rd October, 2017, 30th October, 2017 and 9th January, 2018 suspending the supply to the ration depot, cancelling the licence and dismissing the appeal respectively.
2. The relevant facts are that petitioner was granted licence for running a Fair Price Shop at Village Chandan Ki, District Mewat. On the basis of a complaint received alleging non-supply of ration, the supply of the depot was suspended on 23rd October, 2017. The petitioner filed reply to the show cause notice. The District Food and Supply Controller (for brevity 'the DFSC') cancelled the licence on 30th October, 2017. The appeal filed by the petitioner was dismissed on 9th January, 2018, hence the present petition.
3. From the perusal of the order of cancelling the licence, it is

evident that the allegations made by the Ex-Sarpanch was that the petitioner had not distributed ration for the last six months. On the other hand, as per the report of the Inspector, the distribution of ration by depot holder was not good as also his behavior with the card holders. The reply filed by petitioner was brushed aside by simply stating that the reply is unsatisfactory. The impugned order of cancellation of licence is bereft of reasons.

5. The law is well settled that the *quasi* judicial authority should contain reasons and same should be communicated to the affected party. The reference is made in this regard in the decision of Supreme Court in '*M/s Kranti Associates Pvt. Ltd. & another v. Sh. Masood Ahmed Khan and others, 2010(9) SCC 496.*'

6. The order of cancellation of licence was passed in violation of principle of natural justice. Consequently, the impugned orders, i.e. Annexures P-4 and P-5 are set aside and matter is remanded back to the DFSC concerned for deciding the issue afresh in accordance with law.

7. Since the main petition is disposed of, pending application, if any is rendered infructuous.

[AVNEESH JHINGAN]
JUDGE

11th May, 2023
Parveen Sharma

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