

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-18765-2023(O&M)
Date of decision: 01.09.2023

M/s Royal Rice Mills
... Petitioner
Versus
State of Punjab and others
... Respondents

CORAM: HON’BLE MR. JUSTICE RAVI SHANKER JHA,
CHIEF JUSTICE
HON’BLE MR. JUSTICE ARUN PALLI

Present: Mr. Chetan Mittal, Senior Advocate, with
Mr. Kunal Mulwani, Mr. Vikas Thakur and Mr. Daksh Uppal,
Advocates, for the petitioners.

Mr. Arjun Sheoran, DAG, Punjab.

RAVI SHANKER JHA, C.J. (Oral)

1. This petition has been filed by the petitioner being aggrieved by order dated 13.07.2023, passed by the respondent-authorities, vide which the petitioner has been blacklisted for a period of three years.
2. Though the petitioner has filed a representation against the order of blacklisting, and there is a serious objection regarding maintainability of the petition by learned Deputy Advocate General, Punjab on the ground of availability of other remedies, however, on the last date, this Court had asked learned State counsel to seek instructions as to whether a show cause notice regarding blacklisting was issued to the petitioner before passing of the impugned order.
3. Learned Deputy Advocate General, Punjab, on instructions from Mr. Munish Pajui, Food Supply Officer, Ludhiana, submits that no such notice

of blacklisting was issued, however, the petitioner’s representation seeking cancellation of the impugned order is being treated as an appeal and the appellate authority is in seisin of the matter and is in the process of hearing and decide the same. However, he further submits that the petitioner would be issued a show cause notice regarding blacklisting and thereafter an opportunity of personal hearing as per requirement of clause 24(a) of the policy would be afforded, and a fresh decision in the matter would be taken by the authorities expeditiously in accordance with law.

5. In view of the aforesaid, taking the statement of learned Deputy Advocate General, Punjab on record, the petition is disposed of quashing the impugned order dated 13.07.2023 by permitting the respondent-authorities to take up the course as stated before this Court. It is, however, made clear that this Court has not expressed any opinion on the merits of the case and, therefore, the authorities would be at liberty to examine the matter keeping all the facts and facets into consideration, and take a decision in accordance with law.

(Ravi Shanker Jha)
Chief Justice

(Arun Palli)
Judge

01.09.2023
Rajan

Whether speaking / reasoned:	YES/NO
Whether Reportable:	YES/NO