

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

COCp-2893-2023 (O&M)
Date of decision: 20.09.2023

M/s Miraj Entertainment Pvt Ltd and Anr.

....Petitioners

Versus

Himanshu Aggarwal

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Atul Goyal, Advocate
for the petitioners.

ARVIND SINGH SANGWAN J. (Oral)

Counsel for the petitioners has argued that the petitioner was issued a licence on 15.06.2017 under Section 5 of the Punjab Cinema (Regulation) Act, 1952, which was valid till 15.06.2020, however later on, it was suspended and the petitioners have filed a suit challenging the same, which was decreed vide judgment and decree dated 17.07.2023, holding that the order of suspension passed by the Deputy Commissioner for operating and running 3 Screen Cinema at AGM Mall and subsequent letters was set-aside and the defendants (in the civil suit) were further restrained from interfering in the possession, enjoyment, running and functioning of the working of the plaintiffs (present petitioners).

Counsel for the petitioners has further argued that in compliance thereof, the petitioners have applied for renewing the licence from the respondents and have also obtained No Objection Certificate from the office of PWD (B&R) dated 14.07.2023 as well as the Chief Electrical Officer, Punjab Government, dated 14.06.2023

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which is the only requirement under Rule 9 of the Punjab Cinema (Regulation) Rules, 1952, to interim/renew licence.

Counsel for the petitioners, at this stage, submitted that he will be satisfied, if this petition is disposed of with a direction to the Deputy Commissioner, who is ceased of the matter for renewal of the licence, to grant the licence within a period of one week, in compliance of the judgment and decree dated 17.07.2023 as the petitioner has already completed the formalities/No Objection Certificate so required.

Accordingly, the present petition is disposed of with a direction to the Deputy Commissioner, Gurdaspur, to issue renewed licence within a period of 07 days from today.

However, liberty is granted to the petitioners to revive this petition, if the compliance is not made.

(ARVIND SINGH SANGWAN)
JUDGE

20.09.2023
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No