

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

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**CWP-28999-2019 (O&M).
Date of Decision: 04.05.2023.**

WORKERS MANAGEMENT COMMITTEE, DORAHA

... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Ms. Sahiba Joshi, Advocate, for
Mr. S.S. Rangi, Advocate,
for the petitioner.

Ms. Niharika Sharma, AAG, Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

The present writ petition had been filed for seeking issuance of directions to respondents No.6 to 9 to provide police force to the petitioner so that the petitioner could carry out his work of transportation as awarded to him without any interference from private respondents No.10 to 14.

It is averred that the petitioner-the Workers Management Committee had been awarded tender by the Department of Food, Civil Supplied and Consumer Affairs. It is further averred that respondents No.10 to 14 were harassing the petitioners and not allowing them to carry out their labour and contract work. It is averred that various representations had been submitted to the SHO, Police Station, Doraha, District Ludhiana as well as to the District Administration to enforce and act in accordance with the

Punjab Labour and Cartage Policy 2019-20. Even a civil suit for seeking relief of permanent injunction had also been filed but no respite.

Written statement on behalf of respondents No.3 and 4 was filed on 08.12.2022. The relevant extract of the same reads as under:-

“6. That it is humbly submitted that the Deputy Commissioner-cum-District Magistrate, Ludhiana i.e. the Respondent No.6 has directed the Senior Superintendent of Police, Khanna i.e. Respondent No.7 vide memo No.6011 dated 16.10.2019 to provide suitable police protection for the smooth execution of Labour operation for the Cluster-Doraha District Ludhiana. A copy of the aforementioned letter is annexed herewith as Annexure R-2.

7. That, thereafter, the contractual Labour operation work for the Doraha Cluster was carried out smoothly and necessary report to this effect has also been sent to the Director, Department of Food Supplies & Consumer Affairs, Punjab vide letter memo No A-2019/1918 dated 25.10.2019 by the answering respondent No.4. A copy of the same is annexed herewith as Annexure R-3.”

Learned State counsel contends that the Senior Superintendent of Police, had been directed to provide adequate police force and protection for smooth execution of the labour operation for the Cluster-Doraha, District Ludhiana and that there has been no complaint of any untoward incident by the petitioner not being allowed to carry on his work and activity.

In view of the aforesaid response filed by the respondents, the present petition is disposed of as having been rendered infructuous. Liberty,

however, is granted to the petitioner to seek revival of the present petition in the event the aforesaid averment is found to be incorrect.

May 04, 2023.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned

: Yes/No

Whether reportable

: Yes/No