

2023:PHHC:121541
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

221

CWP-31810-2019

Date of Decision:-14.09.2023

JAI PARKASH GOYAL

...Petitioner

Versus

**HARYANA STATE FEDERATION OF CONSUMERS COOPERATIVE
WHOLESALE STORES LTD. (CONFED) AND OTHERS**

...Respondents

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Salil Sabhlok, Advocate
for the petitioner.

Mr. Jagbir Malik, Advocate
for respondents No.1 and 2.

SANDEEP MOUDGIL, J. (Oral)

The instant petition has been preferred under Article 226 of the Constitution of India seeking issuance of writ in the nature of certiorari for quashing the order dated 23.05.2017 (Annexure P-21), whereby the petitioner was inflicted with the punishment of recovery to the tune of Rs.3,60,98,800/-, against which an appeal was preferred under the statutory rules but the same was rejected vide order dated 14.10.2015 (Annexure P-14) with the following observations:-

“Shri. J.P. Goyal, Ex-G.M. Was heard. Board after deliberations, decided that there no merit in the appeal, hence rejected.”

On perusal of the above observations, learned counsel for the petitioner has argued that no reasons have been recorded by the Appellate authority while rejecting the appeal *in limine* and further he was provided no opportunity of hearing, at that stage, by it.

Learned counsel for respondents No.1 and 2 has candidly responded stating that matter may be remanded back and Board of Directors would

