

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

112

CWP-24237-2023

Date of Decision: 20.10.2023

M/s Shri Hemkunt Sahib Rice Mills

...Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Shiv Kumar, Advocate and
Mr. Lovedev Singh, Advocate for the petitioner
Mr. Deepanjay Sharma, DAG, Punjab
Mr. Abhishek Arora, Advocate for respondent No.4-MARKFED

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondent No.4 to issue NOC for registration and allotment of paddy for Custom Milling Crop Year 2023-24.

2. Learned counsel for the petitioner *inter alia* contends that there is no crystallized demand against the petitioner, however, respondent No.4-MARKFED has filed its claim of ₹35 Lacs before the Arbitrator and the matter is *sub judice*. Nevertheless, the petitioner is ready to deposit an amount of ₹23 Lacs in cash and furnish bank guarantee of ₹15 Lacs to show its *bona fide* and secure interest of the MARKFED.

3. On the asking of Court, Mr. Abhishek Arora, Advocate, who is present in Court, accepts notice on behalf of respondent No.4-MARKFED.
4. Learned State counsel and learned counsel for respondent No.4-MARKFED submits that competent authority would consider prayer of the petitioner and pass an appropriate order within 3 days from today. They further submit that the petitioner has not applied for registration, thus, petitioner cannot be considered for allotment of paddy.
5. Respondent No.4-MARKFED is directed to sympathetically consider case of the petitioner and pass an appropriate order within 3 working days from today while contemplating that petitioner is ready to fully secure their interest. The petitioner may be considered for registration and allotment of paddy in accordance with applicable instructions of the policy.

Disposed of in aforesaid terms.

(JAGMOHAN BANSAL)
JUDGE

20.10.2023
Mohit Kumar

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No