

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

CWP-2879-2024

Date of decision: 08.02.2024

M/s Dilbag Singh & Sons, through its Proprietor Sh. Kanwardeep Singh
....Petitioner

Versus

State of Punjab and others
....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN PALLI
HON'BLE MR. JUSTICE VIKRAM AGGARWAL**

Present: Mr. Vivek Singla, Advocate,
for the petitioner.

Mr. Navdeep Chhabra, Senior DAG, Punjab.

Mr. Raman Sharma, Advocate,
for respondent No.7 (BPCL).

ARUN PALLI, J. (Oral)

A Certiorari is prayed for, to quash the impugned show cause notice dated 21.08.2023 (P-14), as also the order dated 29.01.2024 (P-18), issued by the Deputy Commissioner-cum-District Magistrate, Ludhiana (respondent No.6), vide which the No Objection Certificate dated 11.04.1953 (P-1), issued to Bharat Petroleum Corporation Limited (respondent No.7), has since been cancelled.

Concededly, the impugned order dated 29.01.2024 (P-18), has been passed under Rule 150 of the Petroleum Rules, 2002. And, under Rule 154(2) of the said Rules, any person aggrieved by an order passed by the District Authority can prefer an appeal to the authority, immediately superior to the said District Authority.

Accordingly, learned counsel for the petitioners submits that he be permitted to withdraw the petition, to enable the petitioner to avail the remedy of appeal before the competent authority. He submits that the matter being time sensitive, the petitioner would also move an application for interim relief therewith. Thus, the appellate authority be directed to take cognizance of the matter, in the event any such appeal is preferred, and pass necessary orders, in accordance with law.

As prayed for, the petition is dismissed as withdrawn. However, as regards the interim relief, if any, needless to assert that the petitioner would be at liberty to press his prayer in this regard before the competent authority.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

08.02.2024
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No