

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

105

CWP-7288-2024 (O&M)
Date of Decision: 02.05.2024

M/S DHARMENDER SHARMA TRANSPORT COMPANY THROUGH
PROPRIETOR SH. DHARMENDER SHARMA
... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS
... Respondents

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

Present: Mr. Shaveta Sanghi, Advocate
for the petitioner, *(through video conferencing)*.

Mr. Vivek Saini, Addl. A.G., Haryana
for respondents No.1 and 5.

Mr. Anil Chawla, Advocate
for respondents No.2 to 4.

VINOD S. BHARDWAJ, J. (ORAL)

CM-7330-CWP-2024

Allowed as prayed for subject to all just exceptions.

The document (Annexure P-10) is ordered to be taken on record.

Registry is directed to tag the same at appropriate place of the paper book and
page mark the same.

MAIN CASE

Prayer in the present petition is for directing the respondents to
consider various representations dated 17.11.2022, 09.02.2023 and 01.03.2024
submitted by the petitioner (Annexure P-9) and release the security deposit
made by the petitioner.

After arguing at some length, learned counsel for the petitioner submits that with regard to his grievance, the petitioner has submitted various representations including the last one dated 01.03.2024 (Annexure P-9) but the respondents have neither paid the outstanding dues to the petitioner nor have they taken any action upon the said representation(s).

Notice of motion.

Mr. Vivek Saini, Addl. A.G., Haryana accepts notice on behalf of respondents No.1 and 5; whereas Mr. Anil Chawla, Advocate accepts notice on behalf of respondents No.2 to 4. They both pray for some time to complete instructions and file response, if necessary.

Learned counsel for the petitioner, however, contends that she would be satisfied at this stage, in case respondent No.4- District Manager, District Food, Civil Supplies and Consumer Affairs, CONFED, Narnaul is directed to consider and decide the representation dated 01.03.2024 (Annexure P-9) submitted by the petitioner, by passing a speaking order in a time bound manner.

Learned Counsel for respondents No.2 to 4 has no objection to the request made by learned counsel for the petitioner.

Accordingly, in view of the above; with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.4 to consider and decide the representation dated 01.03.2024 (Annexure P-9) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of three months of the receipt of certified copy of this order.

Needless to mention that upon considering the said representation, if any amount is found due and payable to the petitioner, the same shall be disbursed in favour of the petitioner within a further period of three months.

Petition stands disposed of accordingly.

MAY 02, 2024
rajender

(VINOD S. BHARDWAJ)
JUDGE

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