

2024:PHHC:131146-DB



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

LPA-2080-2024 (O&M)
Decided on : 03.10.2024

M/s Sohan Lal Kalra Rice & General MillsAppellant(s)

Versus

State of Punjab & othersRespondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MS.JUSTICE HARPREET KAUR JEEWAN**

Present: Mr.Daman Dhir, Advocate for the appellant (s).

Mr.Shekhar Verma, Addl.A.G., Punjab.

Mr.K.K.Gupta, Advocate, for respondent No.3.

G.S. Sandhawalia, J. (Oral)

CM-4928-LPA-2024

1. Exemption application is allowed, as prayed for.
2. CM stands disposed of.

CM-4929-LPA-2024

3. Application for condonation of delay of 26 days in filing the appeal is allowed, in view of the averments made in the application, duly supported by affidavit. Delay of 26 days in filing the appeal is hereby condoned.

4. CM stands disposed of.

CM-4930-LPA-2024

5. Application for condonation of delay of 477 days in refiling the appeal is allowed, in view of the averments made in the application, duly supported by affidavit. Delay of 477 days in refiling the appeal is hereby condoned.

6. CM stands disposed of.

7. In pursuance of the order dated 02.09.2024 and 27.09.2024, a sum of Rs.25 lakhs by way of demand draft in the name of Registrar General of this Court has been furnished.

8. Mr.Gupta submits that the total amount alongwith interest would work out to Rs.25,44,565.45, as on 03.10.2024.

9. Mr.Dhir submits that the balance amount of Rs.45,000/- will be paid to the Divisional Manager, Food Corporation of India, Faridkot, within one week from today.

10. Let the demand draft furnished be encashed by the Registrar General and a fresh demand draft of the said amount be issued in favour of the above-mentioned officer of the FCI which would be handed-over to Mr.Gupta at the office of the Registrar General.

11. Accordingly, keeping in view the above facts, since the appeal is directed against the order of the Learned Single Judge dated 03.02.2023, passed in CWP-14105-2021 and the present appellant is willing to deposit the amount for the loss suffered by the Corporation, i.e. for the stocks of Beyond Rejection Limit (BRL), for the crop year 2004-05, which was the plea taken in the writ petition also in para no.31, the present appeal is disposed of. The stand taken by the present appellant, is not opposed by counsel for respondent No.3. Accordingly, after the deposit of the amount of Rs.25 lakhs, the application of the appellant for issuance of 'No Objection Certificate' will be duly considered for the present crop year.

12. With the above-said directions, the present appeal is hereby disposed off. All pending application(s) also stand disposed of.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

03.10.2024
Sailesh

Whether speaking/reasoned : Yes
Whether Reportable : No