



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.11804 of 2022 (O&M)
Date of Decision :27.11.2024

Tarsem Singh

.....Petitioner

Versus

State of Punjab and others

..... Respondents

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

Present : None for the petitioner.

Mr. Vipin Pal Yadav, Addl.A.G. Punjab.

ARUN PALLI, J. (Oral):

On 27.05.2022, a Co-ordinate Bench had passed the following order:-

Learned counsel for the petitioner points to the operative part of the order Annexure P-2, which reads as follows:-

“Therefore, I, Parminder Singh Gill, IAS, Administrator, do hereby issue order for seizing of vegetable Shop No.12, situated at Mandi, Faridkot under Section 13(4) of Punjab New Mandi Township (D&R) Act, 1960 and after deducting 10% of total consideration amount, remaining money will be refunded back.”

He submits that despite the aforesaid order, nothing at all has been refunded to the petitioner and consequently he would now also be entitled to interest on the amount so ordered to be refunded.

Notice of motion, returnable on 16.11.2022.”



At the outset, learned State counsel has drawn our attention to the averments set out in para 4 of the affidavit of Geetika Singh, Director Colonization Department, dated 04.04.2024, which reads thus:-

“That in reply to the contents of para no 4 it is submitted that as per orders dated 31.01.2017 the amount of Rs.7,11,751/- was refunded to the petitioner after statutory deductions, copy of refund bill attached as Annexure R-1. Rest of the averments made in this para are matter of record. Anything contrary to record is denied specifically.”

Since amount of Rs. 7,11,751/- has already been refunded to the petitioner, in compliance to the order dated 31.01.2017, passed by the Administrator, New Mandi Township, Punjab, after statutory deductions, in our opinion, nothing substantive survives in this petition.

Be that as it may, nobody is present on behalf of the petitioner to pursue the matter. That being so, the Court is choiceless but to dismiss the petition for non-prosecution.

Dismissed for non-prosecution.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

27.11.2024
Manoj Bhutani

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