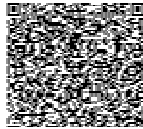


2024:PHHC:113830-DB



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

(113)

CWP-21378-2024

Decided on : 02.09.2024

Gurmeet Singh

.....Petitioner(s)

Versus

State of Punjab & others

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MRS.JUSTICE MEENAKSHI I. MEHTA**

Present: Mr.Bhavesh Aggarwal, Advocate for the petitioner (s).

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

G.S. Sandhawalia, J.(Oral)

1. Prayer in the present writ petition, filed under Article 226/227 of the Constitution of India is for quashing the notice dated 29.06.2024 (Annexure P-2) whereby the vehicle of the petitioner has been impounded under Rules 74 & 75 of the Punjab Minor Mineral Rules, 2013.

2. A perusal of the said notice would go on to show that the petitioner was asked to appear in person before the EXPM-cum-District Mining Office, Pathankot, Department of Water Resources, Pathankot at Madhopur on 01.07.2024. On 30.08.2024, we passed the following order:

“State Counsel prays for time to find out whether the petitioner had put in appearance before the office of respondent No.2 on 01.07.2024, in terms of the notice dated 29.06.2024 (Annexure P-2).

List on 02.09.2024.”

3. Mr.Verma has informed us that a sum of Rs.2 lakhs is payable on account of the violation and the petitioner had appeared but did not provide any document of the vehicle which is a tipper which has been seized.
4. In such circumstances, the only prayer made by counsel for the petitioner is that a speaking order be passed by the concerned authority so that the petitioner can either comply with or challenge the same.
5. Accordingly, in view of the above, the present writ petition is disposed of, with direction to the competent authority to pass a speaking order within one week from today. Needless to say that we have not discussed the merits of the case and it is open to the petitioner to seek his remedy in accordance with law.

(G.S. SANDHAWALIA)
JUDGE

(MEENAKSHI I. MEHTA)
JUDGE

02.09.2024
Sailesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No