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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

1)CWP-30749-2019

Date of Decision:20.02.2024

NIRBHAI SINGH AND OTHERS

..... Petitioners

Versus

UNION OF INDIA AND OTHERS

..... Respondents

2)CWP-2935-2020

M/S SHANKAR AGRO RICE MILLS AND ORS

....Petitioners

Versus

UNION OF INDIA AND OTHERS

....Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Daman Dhir, Advocate with
Ms. Navreet Kaur, Advocate
for the petitioners.

Mr. Aman Dhir, DAG, Punjab.

Mr. Ashish Rawal, Senior Panel Counsel
for the respondent-UOI.

Ms. Deepali Puri, Advocate with
Mr. Aman Sharma, Advocate
for respondents No.6 and 9.

Mr. S.S.Gill, Advocate
Ms. Ekjot Sandhu, Advocate
for respondent No.7 in CWP-2935-2020.

JAGMOHAN BANSAL, J. (Oral)

1. By this common order CWP-30749-2019 and CWP-2935-2020 are being disposed of since issues involved in both the petitions and prayer sought are common. With the consent of parties and for the sake of brevity, facts are borrowed from CWP-30749-2019.

2. The petitioners through instant petitions are seeking direction to the respondent-State not to recover ₹7.56 per quintal from the petitioners on account of final determination of driage at lower rate for Kharif Marketing Season 2013-14 than provisionally determined. The petitioners are further seeking quashing of letter dated 21.09.2017 (Annexure P-5) whereby Government of India has finally determined driage @ ₹5.89 per quintal though provisionally it was fixed @ ₹13.45/- per quintal.
3. Learned counsel for the parties are *ad idem* that issue involved in the present petitions stands adjudicated by this Court in a Bunch of petitions including ***CWP No.20840 of 2021 titled as M/s Jagdambe Rice Mill and others Vs. State of Punjab and others.*** They further submit that State as well as State Agencies have filed LPA against the aforesaid judgment.
4. As order dated 17.08.2023 passed in CWP No.20840 of 2021 has not been stayed by the Appellate Court, the present petitions deserve to be disposed of in terms of order dated 17.08.2023. Accordingly, petitions are disposed of in terms of order dated 17.08.2023 passed in ***CWP No.2084 of 2021.***

(JAGMOHAN BANSAL)
JUDGE

20.02.2024
Ali

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No