

227/4 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**COCP No. 2313 of 2018
DECIDED ON: SEPTEMBER 30, 2019**

I.G.INTERNATIONAL PVT. LTD.

.....PETITIONER

VERSUS

MANDEEP BRAR

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Atul Aggarwal, Advocate
 for the petitioner.

 Mr. Prateek Mahajan, Advocate and
 Ms. Surabhi Kaushik, Advocate
 for the respondent.

AVNEESH JHINGAN, J (ORAL)

CWP No. 4057 of 2018 was filed by the petitioner seeking direction to respondents to hand-over the actual physical possession of the plot of booth No.37 situated in India International Horticulture Market, GT Road, Ganaur, District Sonapat. The petition was disposed of with a direction to respondent No.2-Chief Administrator, Haryana State Agriculture Marketing Board, Panchkula to take decision on the legal notice dated 30.08.2017 in accordance with law after affording an opportunity of hearing to the petitioner and by passing a speaking order. The needful was to be done within a period of three months from the date of receipt of certified copy of the order.

The present contempt petition has been filed pleading wilful disobedience of the afore-said directions of this Court.

Pursuant to notice of motion, short reply by way of an affidavit of

J. Ganesan, IAS, Chief Administrator, Haryana State Agricultural Marketing Board, Panchkula was filed. Along-with reply an order dated 26.06.2018 was annexed.

It is pleaded in the reply that the order dated 26.06.2018 could not be dispatched.

Learned counsel for the respondent submits that a show cause notice has been issued to the dispatch Clerk and Assistant. He further submits that a short reply was filed without verifying the facts from the Secretary, Marketing Committee, Ganaur and for the said fault the needful would be done in accordance with law.

In view of above, learned counsel for the petitioner submits that no cause of action survives for pursuing the present petition. However, he seeks liberty to avail remedy in accordance with law against the order dated 26.06.2018.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondent stands discharged.

There is no doubt that proceedings initiated by the respondent-Board against the defaulting officials would be taken to its logical end.

SEPTEMBER 30, 2019
sham

(AVNEESH JHINGAN)
JUDGE

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