IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

                                        CWP No.18851 of 2018 (O&M)
                                        Date of decision: 01.08.2018

M/s Guru Nanak Agro Products

                                      ....Petitioner

                           Versus

Union of India and others

                                      ....Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Sandeep Khunger, Advocate,
              for the petitioner.

Ritu Bahri, J.

        The petitioner is seeking direction to the respondents, especially respondent No.6, to refund the amount of interest charged from the petitioner, which has already been claimed and received by respondent No.6 from Food Corporation of India-respondent No.3 due to late delivery of rice.

        Learned counsel for the petitioner has referred to the information (Annexure P-10) received under the Right to Information Act, 2005, whereby it has been informed that in the year 2013-14, interest at the rate of 10.83% amounting to Rs.2,20,15,372/- has been received by the PUNGRAIN from Food Corporation of India. Further, as per letter dated 27.02.2018 (Annexure P-11), it is clear that PUNGRAIN has received the aforesaid interest from the FCI on account of later delivery of the rice.

        Precise grievance of the petitioner is that once the PUNGRAIN, Ferozepur-respondent No.6 has already received interest on account of late delivery of rice from the FCI, it cannot again claim the same interest from petitioner-miller. With regard to his grievance, the petitioner has made a

representation dated 28.08.2017 (Annexure P-8) followed by reminder dated 08.03.2018 (Annexure P-12) to the respondents, but no action has been taken thereon till date.

At this stage, the present petition is disposed of by giving directions to respondents, especially respondent No.6-District Manager, PUNGRAIN to look into the representation dated 28.08.2017 and reminder dated 08.03.2018 (Annexures P-8 and P-12 respectively) and take appropriate action in accordance with law by providing opportunity of hearing to the petitioner, within a period of four months.

                                                  (RITU BAHRI)

01.08.2018   JUDGE

ajp

Whether speaking/reasoned: Yes/No

Whether reportable   : Yes/No