

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

WP(C) No. 626/2023
CM o. 1460/2023

Akash Kohli

.... Petitioner/Appellant(s)

Through:- Mr. Rajinder Singh Jamwal, Advocate

V/s

Union Territory of J&K & ors.

.....Respondent(s)

Through:- Mr. K. D. S. Kotwal, DyAG

CORAM : HON'BLE MR. JUSTICE WASIM SADIQ NARGAL, JUDGE

ORDER

Short submission which has been made by learned counsel for the petitioner is that in compliance to the directions passed by respondent No. 2, the petitioner has deposited an amount of Rs. 17,75,499/- in the Government Treasury by way of penalty and pursuant to depositing of the said amount, the petitioner has approached the concerned officials of the Excise Department with a request to allow the petitioner to resume sale/operation of the liquor under reference.

Further case of the petitioner is that Deputy Excise Commissioner (Distillers), Jammu has recommended the case of the petitioner for allowing him to resume the sale and manufacturing of liquor and in this regard, an order bearing No. 333-EC of 2023 dated 03.02.2023 came to be passed in favour of the petitioner, by virtue of which, the petitioner was allowed to resume sale/operation of the liquor with immediate effect in the interest of Government revenue.

Short grievance which has been projected by the petitioner is that despite issuance of the aforesaid order, the same is not being implemented

and the petitioner has not been allowed to resume sale/operation of the liquor. Feeling aggrieved of the same, the petitioner has preferred the present writ petition.

Heard learned counsel for the petitioner at length and perused the record.

Prima facie a case for indulgence is made out.

Issue notice to the respondents.

On asking of the Court, Mr. K. D. S. Kotwal, learned Dy.A.G waives notice on behalf of the respondents.

List on 26.04.2023.

CM No. 1460/2023

Disposed of with direction to the respondents to accord consideration to the case of the petitioner for allowing him to resume sale/operations of the liquor within a period of one week in the light of order dated 03.02.2023.

(Wasim Sadiq Nargal)
Judge

JAMMU
15.03.2023
RAM MURTI