

OFFICE OF THE COMMISSIONER/ APPELLATE AUTHORITY
DEPARTMENT OF FOOD SUPPLIES AND CONSUMERS AFFAIRS
GOVT. OF NCT OF DELHI
ROOM No. 101, 1st FLOOR, K-BLOCK, VIKAS BHAWAN, I.P. ESTATE,
NEW DELHI-110002
Ph.No. 011-23379252

No. PA/Comm/AA/FPS Appeal/F&S/2019/14-16

Dated: 13-4-21

Appeal No. 26/2018

In the matter of:

M/s Baba Store,
FPS No. 9057, Circle-37,
Palam, Delhi

Shri Naresh Kumar Gupta

.....

Appellant

Versus

The Assistant Commissioner (South-West)
Deptt. Of Food Supplies & Consumer Affairs
Delhi

.....

Respondent

<u>ORDER</u>

Whereas, M/s Baba Store, FPS No. 9057, Circle-37, through its Prop. Naresh Kumar Gupta, has filed an APPEAL under Clause 6 (6) of Delhi Specified Articles (Regulation of Distribution) Order, 1981 against cancellation order dated 26.09.2018 passed by the Assistant Commissioner (South-West).

Vide Hon'ble High Court's Order dated 10.03.2021 in WPC 3112/2021 & CM Appl. 9450/2021 titled Prahlad Chand & Ors. V/s Commissioner, Deptt. of Food & Supply, it has been directed that the appeals be considered after affording a hearing to the Petitioners, and shall be disposed of within a period of 30 days. Accordingly, in compliance of Hon'ble High Court Order dated 10.03.2021 and as per direction of Hon'ble High Court an opportunity of hearing to the petitioner has been afforded on 12.04.2021 at 3.00 P.M. at Office of the Commissioner / Appellate Authority, Department of Food Supplies and Consumers Affairs, Govt. of NCT of Delhi, Room No. 101, Ist Floor, Vikas Bhawan, I.P. Estate, New Delhi - 110002.

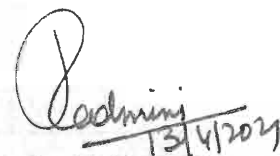
Shri Shailender, Authorised Representative of the appellant and Shri Desh Raj Singh, Assistant Commissioner (South - West) were present.

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The Case was called. It has come into the notice that the principle matter titled (1). LPA 238/2020, CM APPL.22161/2020 & CM APPL. 22164/2020 M/s. Kunj Bihari Lal, Prop., Kunj Bihari Bansal V/s. Assistant Commissioner (New Delhi), Deptt. of Food & Supply, GNCTD, (2). LPA 239/2020, CM APPL.22166/2020 & CM APPL. 22169/2020 M/s. Baljeet Singh Shanti Devi, Prop. Perminder Kumar V/s. Assistant Commissioner (New Delhi), Deptt. of Food & Supply, GNCTD, (3). LPA 240/2020, CM APPL.22171/2020 & CM APPL. 22174/2020 M/s. Prithvi Singh, Prop. Arvind Kumar V/s. Assistant Commissioner (South), (4). LPA 241/2020, CM APPL.22176/2020 & CM APPL. 22179/2020 M/s. Arora Store, Prop. Sohan Lal V/s. Assistant Commissioner (New Delhi), Deptt. of Food & Supply, GNCTD Deptt. of Food & Supply, GNCTD (5). LPA 242/2020, CM APPL.22204/2020 & CM APPL. 22208/2020 M/s. Hitkari Store, Prop. Saurabh Gupta V/s. Assistant Commissioner (New Delhi), Deptt. of Food & Supply, GNCTD are subjudice with division bench of Hon'ble High Court of Delhi and the next date fixed for hearing in the above mentioned cases is 23rd April, 2021.

Since, the subject matter in the instant appeal is similar in nature e.g. misuse of OTP, which is going to be heard by divisional bench of Hon'ble High Court of Delhi as mentioned above. So, considering the fact that the same subject matter in the above cited cases is presently sub-judice, it would be appropriate to decide this case in accordance with the decision / observations of the divisional bench in the above pending cases.

Parties be informed accordingly.


13/4/2021

(PADMINI SINGLA)

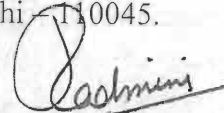
COMMISSIONER (F&S)/APPELLATE AUTHORITY

No.PA/COMM./AA/FPS Appeal/F&S/2021/14-16

Dated: 13-4-21

Copy to :-

1. The Assistant Commissioner (South-West), F&S Deptt. GNCT of Delhi
2. Sh. Naresh Kumar Gupta, Prop. of M/s Baba Store (FPS No. - 9057), C-37 through Asstt. Commissioner (South-West).
3. Sh. Naresh Kumar Gupta, Prop. of M/s Baba Store (FPS No. - 9057), C-37, House No. RZ-3B/12, Indira Park, Gali No. 12, Palam Colony, New Delhi - 110045.



(PADMINI SINGLA)

COMMISSIONER (F&S)/APPELLATE AUTHORITY