

Court No. - 39

Case :- WRIT - C No. - 39119 of 2023

Petitioner :- M/S Imran Traders

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Subhash Chandra Pandey

Counsel for Respondent :- C.S.C.,Brijesh Kumar Pandey

Hon'ble Saumitra Dayal Singh,J.

Hon'ble Shiv Shanker Prasad,J.

1. Having heard Mr. Subhash Chandra Pandey, learned counsel for the petitioner, Mr. Vachaspati Pandey, Advocate holding brief of Mr. Brijesh Kumar Pandey, learned counsel for the respondent-Nagar Palika Parishad and the learned Standing Counsel for the State-respondents, it transpires that the petitioner is claiming payment of Rs. 6,58,447/- against certain civil work said to have been performed/executed by him for respondent-Nagar Palika Parishad, Tanda, District-Rampur. That work done is said to have been duly verified by the authority concerned. Further, it has been stated that there is no dispute with respect to such payment.

2. On the other-hand, learned counsel for the respondent-Nagar Palika Parishad states that his instructions are not complete.

3. In view of the facts as noted above, no useful purpose would be served by keeping the present petition pending or calling for counter affidavit at this stage. Without entering into the merits of the claim set up by the petitioner, the present writ petition is **disposed of** with a direction upon respondent no.3 to pass appropriate reasoned and speaking order with respect to claim made by the petitioner. If the claim of the petitioner is admitted, such amount shall be paid out to the petitioner within three months from today.

4. However, if the entire claim of the petitioner or any part of the same is disputed by the respondent-Nagar Palika Parishad, adequate reasoned communication be issued to the petitioner in that regard within the same time.

(Shiv Shanker Prasad, J.)

(Saumitra Dayal Singh, J.)

Order Date :- 9.11.2023

Sushil/-