

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

DATE OF DECISION: MAY 26, 2015

Mohinder Singh

.....Petitioner

VERSUS

The State of Punjab and others

....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

1. Whether Reporters of local papers may be allowed to see the judgement?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Mr. Rajesh Kumar Girdhar, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of counsel for the petitioner that two works were assigned to the petitioner i.e. one for improvement of water supply scheme for Village Dhilwan, Patiala, Block Sehna, District Barnala (World Bank Project) vide E.E.No.6050, dated 27.09.2013, which was executed and completed by him on 20.09.2014. Although some of the payments have been released to the petitioner but a balance payment of ₹ 80,323/- is still due. Similarly, another work, which was assigned to the petitioner, was for renovation of village pond at Village Aspal Khurd, Block Barnala, which was completed on 14.12.2012, for which an amount of ₹ 18,000/- is due towards the respondents. Therefore, the total amount due to be paid to the petitioner comes to ₹ 98,323/-. The liability with regard to release of

payments to the petitioner has been accepted by the respondents and in support of his contention he has placed reliance upon communications dated 09.06.2014 and 11.06.2014 (Annexures P-3 and P-4 respectively) addressed by the Executive Engineer, Water Supply and Sanitation Division, Barnala to the Chairman, Gram Panchayat Water Supply Circle, Village Dhilwan, District Patiala. Counsel, thus, contends that despite having accepted the claim of the petitioner for release of the total amount of ₹ 98,323/-, the same has not been released till date. The petitioner made various representations to the respondents, the latest one being dated 26.05.2015, Annexure P-2.

Counsel contends that the petitioner, at this stage, would be satisfied if a direction is issued to the Executive Engineer, Water Supply & Sanitation Division, Barnala and the Chairman, Gram Panchayat Water Supply Circle, Village Dhilwan, District Patiala-respondent Nos.4 and 5 respectively, to consider and decide the representation dated 26.05.2015 (Annexure P-2) filed by the petitioner, within some specified time.

In view of the statement made by the counsel for the petitioner and without going into the merit of the case or commenting thereon, the present writ petition is disposed of with directions to the Executive Engineer, Water Supply & Sanitation Division, Barnala and the Chairman, Gram Panchayat Water Supply Circle, Village Dhilwan, District Patiala-respondent Nos.4 and 5 respectively to consider and decide the representation dated 26.05.2015 (Annexure P-2) within a period of two months from the date of receipt of certified copy of this order.

In case the claim of the petitioner is accepted, the consequential benefits, if any, be released to him, in accordance with law, within a further

period of four weeks.

In case the claim of the petitioner is not to be accepted, then a well reasoned and speaking order be passed and conveyed to the petitioner forthwith.

May 26, 2015
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE