

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

147

CWP No. 13544 of 2015

DATE OF DECISION: July 09, 2015

M/s Sachdeva Sales Corp.

.....Petitioner

VERSUS

State of Punjab and others

.....Respondents

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

Present: Mr. R.K.Girdhar, Advocate,
for the petitioner.

Mr. Harkesh Manuja, Additional Advocate General, Punjab,
for the respondents.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of the counsel for the petitioner that the work was assigned to the petitioner for supplying the Fixings of M.S.Pipe for Gangowal and Narunangal lift Irrigation Scheme on 11.07.2008. The said supply was made. The total work, which was assigned to the petitioner, was amounting to ₹ 12,43,736/-, out of which an amount of ₹ 8,33,736/- has been paid to the petitioner. The balance amount of ₹ 4,10,000/- is still due and has not been released.

Petitioner served a notice through counsel dated 20.12.2014

(Annexure P-2), to which a response has been received by way of

communication dated 31.12.2014 (Annexure P-3) from respondent No. 5 that the payment has to be made by the Executive Engineer, Janauri Chohal Construction Division, Hoshiarpur-respondent No. 6. Counsel, on this basis, states that the outstanding payment of ₹ 4,10,000/- is admitted by the respondents but the actual payment has not been released by respondent No. 6. He, therefore, contends that the petitioner, at this stage, would be satisfied if a direction is issued to the Executive Engineer, Janauri Chohal Construction Division, Hoshiarpur-respondent No. 6 to consider the claim of the petitioner and release the admitted claim, as has been specified in the communication dated 31.12.2014 (Annexure P-3), within some specified time.

Without going into the merits of the case or commenting thereon, the present petition is disposed of with directions to the Executive Engineer, Janauri Chohal Construction Division, Hoshiarpur-respondent No. 6 to consider the claim of the petitioner, as has been pointed out with regard to the admitted outstanding payment of ₹ 4,10,000/- in the communication dated 31.12.2014 (Annexure P-3) addressed to respondent No. 6 by respondent No. 5, within a period of two months from the date of receipt of a certified copy of the order. The consequential benefits be released to the petitioner within a period of 15 days' thereafter.

July 09, 2015
pj

(AUGUSTINE GEORGE MASIH)
JUDGE