

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

149

CWP No. 13555 of 2015

DATE OF DECISION: July 09, 2015

M/s Alpha Trading 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 of supply of Mild Steel Tubes Screwed and Socketted and duly flanged with Nuts and Bolts along with Rubber Rings on 2702.2008. The supply was made vide Invoice dated 27.02.2008 and 02.04.2009. The total amount of the work was ₹ 4,73,34,924/-, out of which an amount of ₹ 4,55,00,376/- has been released to the petitioner but the balance amount of ₹ 18,34,548/-, till date, has not been released.

Petitioner has served a notice through counsel dated 20.12.2014

(Annexure P-3) upon respondent No. 5, in response thereto, it has received a

communication dated 31.12.2014 (Annexure P-4) that the payment has to be released by the Executive Engineer, Janauri Chohal Construction Division, Hoshiarpur-respondent No. 6. Counsel, on this basis, states that the outstanding payment of ₹ 18,34,548/- 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-4), 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 ₹ 18,34,548/- in the communication dated 31.12.2014 (Annexure P-4) 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