

CWP No.13942 of 2015**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**CWP No.13942 of 2015**Date of Decision: July 15, 2015****The Machaki Kalan Co-op. Labour & Construction Society Ltd.**

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIPresent: Mr. R.K. Girdhar, Advocate
for the petitioner.

AUGUSTINE GEORGE MASI, J. (Oral):

It is the contention of the counsel for the petitioner that the petitioner was allotted work of modernization of I-R Disty. by Lining RD 0-6000, vide Work Order No.92 dated 28.02.2014. The work was completed by the petitioner on 15.04.2015 and the payment of ₹28,00,000/- (approximately) has been released to the petitioner but the balance payment of ₹16,00,000/- (approximately) has not been released despite a notice having been served by the petitioner through counsel dated 16.05.2015 (Annexure P-2) upon the Executive Engineer, Sidhwan Canal Division, Dugri Road, Ludhiana-respondent No.4 for release of the balance amount alongwith interest but no response thereto has been received nor any amount has been released.

Counsel for the petitioner contends that the petitioner, at this stage, would be satisfied if a direction is issued to the Executive Engineer, Sidhwan Canal Division, Dugri Road, Ludhiana-respondent

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No.4 to consider and decide the legal notice dated 16.05.2015 (Annexure P-2) of the petitioner within some specified time.

In the light of the statement made by the counsel for the petitioner, the present writ petition is disposed of without going into the merits of the case or commenting thereon, with directions to the Executive Engineer, Sidhwan Canal Division, Dugri Road, Ludhiana-respondent No.4 to consider and decide the legal notice dated 16.05.2015 (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 be released to it, in accordance with law, within a further period of two months. The decision so taken be conveyed to the petitioner forthwith.

July 15, 2015
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE