

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

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Civil Writ Petition No.14114 of 2015

Date of Decision: July 16, 2015

Suresh Kumar Jain son of Sh. Yash Pal Jain, # 13-A, Vir Nagar, Jain Colony, Gulab Devi Hospital Road, Jalandhar

...Petitioner

Versus

The State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

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

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner was assigned different works, details of which have been mentioned in para 2 of the writ petition, in the year 2014, which were completed in the month of March, 2015. The total amount including the security amount, which is due from the respondents is ₹49,66,853/-. Petitioner had approached the respondents on number of occasions for release of payment but no payment has been released to the petitioner. On 12.01.2015 and 07.05.2015, he had submitted representations to respondents 5 and 6 requesting for release of the pending payment but no response was received. Petitioner thereafter served a notice through counsel dated 02.06.2015 (Annexure P-2) upon respondent No.6 but no decision thereon has been taken or conveyed to the petitioner nor any payments released.

Counsel thus contends that the petitioner at this stage would be satisfied if a direction is issued to respondent No.6 to consider and decide the legal notice of the petitioner dated 02.06.2015 (Annexure P-2) within

some specified time.

In view of the statement made by the counsel for the petitioner, without going into the merits of the case or commenting thereon, the present writ petition is disposed of with directions to the Executive Engineer, Water Supply & Sanitation Division No.2, Jalandhar-respondent No.6, to consider and decide the legal notice of the petitioner dated 02.06.2015 (Annexure P-2), within a period of four 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 two months. In case the claim of the petitioner is not to be accepted, a well reasoned and speaking order be passed and conveyed to the petitioner forthwith.

July 16, 2015

Puneet

**(AUGUSTINE GEORGE MASIH)
JUDGE**