

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

131

CWP No.14315 of 2015

DATE OF DECISION: July 20, 2015

Shishpal Chander

.....Petitioner

VERSUS

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)

It is the contention of counsel for the petitioner that the petitioner was allotted four different works, details of which have been mentioned in para-2 of the writ petition. Works at Sr. No. 1 to 3 were allotted in the year 2014, which were completed in the month of December, 2014 itself. The fourth work was allotted on 05.03.2015, which was also completed on 31.03.2015. Counsel for the petitioner contends that for the first three works, an amount of ₹ 37,00,000/- has been released to the petitioner but an amount of ₹ 1,50,00,000/- is still due. For the fourth work, the petitioner is entitled to release of an amount of ₹ 55,00,000/- but nothing has been paid out of the said amount. Total amount payable to the petitioner comes to ₹ 2,05,00,000/-. Petitioner had been approaching the respondents for release of the said amount but without any result. Notice

through counsel dated 01.05.2015 (Annexure P-3) has been served upon The Executive Engineer, Bathinda Canal Division, Bathinda-respondent No. 4 but that also has not solicited any response.

Counsel for the petitioner states that the petitioner, at this stage, would be satisfied if a direction is issued to The Executive Engineer, Bathinda Canal Division, Bathinda-respondent No. 4 to consider and decide the legal notice dated 01.05.2015 (Annexure P-3) served by the petitioner within some specified time.

In the light of the statement made by the counsel for the petitioner and without going into the merits of the case or commenting thereon, the present petition is disposed of with directions to The Executive Engineer, Bathinda Canal Division, Bathinda-respondent No. 4 to consider and decide the legal notice dated 01.05.2015 (Annexure P-3) served by the petitioner within a period of three months from the date of receipt of certified copy of the order.

In case the claim of the petitioner is accepted, the consequential benefits, if any, be released to the petitioner within a further period of two months. In case the claim of the petitioner is not to be accepted, a well reasoned speaking order be passed and conveyed to the petitioner forthwith.

July 20, 2015

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**