

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP No. 14682 of 2015

Date of decision: 05.08.2015

M/s GR Associates

...PETITIONER

VS.

State of Punjab and others

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Kulbhushan Raheja, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of the counsel for the petitioner that the petitioner was allotted the work of construction of road and RCC retaining wall along Budha Nala from RD 61150 to 64480. The work order was issued to the petitioner on 22.11.2010 and the agreement was executed between the parties on 31.01.2011. The work was completed on 13.06.2014. The bill was submitted on 16.06.2014 vide letter No. 16614 and thereafter, the corrected bill, because there was some error, was submitted vide letter No. 261114 dated 26.11.2014. The amount due to the petitioner is ₹ 7,31,36,212/-. The said amount, till date, has not been released by respondents No. 2 and 3. Petitioner served a notice through counsel dated 10.12.2014 (Annexure P-4) upon respondents No. 2 and 3 but no response thereto, till date, has been received nor has any payment been made to the petitioner.

Counsel for the petitioner states that the petitioner, at this stage, would be satisfied if a direction is issued to the Municipal Corporation through

its Commissioner, Ludhiana and Executive Engineer (Budha Nala), Municipal Corporation, Ludhiana, respondents No. 2 and 3 respectively, to consider and decide the legal notice dated 10.12.2014 (Annexure P-4) served by the petitioner within some specified time.

In the light of the statement made by the counsel for the petition and without going into the merits of the case or commenting thereon, the present petition is disposed of with directions to the Municipal Corporation through its Commissioner, Ludhiana and Executive Engineer (Budha Nala), Municipal Corporation, Ludhiana, respondents No. 2 and 3 respectively, to consider and decide the legal notice dated 10.12.2014 (Annexure P-4) served by the petitioner within a period of three 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 the petitioner within a further period of two months. Decision so taken be conveyed to the petitioner forthwith.

August 05, 2015
pj

(AUGUSTINE GEORGE MASIH)
JUDGE