

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
116

CWP No. 3869 of 2015

Date of Decision: March 24, 2015

M/s Dhaka Construction Company

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Vivek Khatri, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of the counsel for the petitioner that no certificate has been issued to the petitioner although the work assigned to the petitioner-company has been executed to the satisfaction of the respondents. He contends that the amount due, as per the agreement, has, till date, not been released and the petitioner has been pursuing the claim with the respondents. Even a legal notice dated 01.05.2012 (Annexure P-3) was served but that also did not solicit any response. Another notice through counsel dated 12.11.2014 (Annexure P-4) was served upon the Executive Engineer, Fatehabad, Water Services Division, Fatehabad-respondent No. 4, which also has not been responded to till date.

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

Engineer, Fatehabad, Water Services Division, Fatehabad-respondent No. 4, to consider and decide the legal notice dated 12.11.2014 (Annexure P-4) served by the petitioner 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, Fatehabad, Water Services Division, Fatehabad-respondent No. 4, to consider and decide the legal notice dated 12.11.2014 (Annexure P-4) served by the petitioner within a period of two months from the date of receipt of certified copy of this order. If any amount due to the petitioner is found, the same be released to it within a further period of six weeks. In case the claim of the petitioner is not to be accepted, a well-reasoned and speaking order be passed and conveyed to it forthwith.

March 24, 2015
pj

(AUGUSTINE GEORGE MASIH)
JUDGE