

CWP No.9505 of 2015

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

CWP No.9505 of 2015

Date of Decision: May 14, 2015

**The Farida Nagar Cooperative Labour &
Construction Society, Pathankot**

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Rajeev Dev Sharma, Advocate
for the petitioner.

AUGUSTINE GEORGE MASI, J. (Oral):

Petitioner Cooperative Labour & Construction Society was assigned different work orders during the period 2010 to 2012 which were completed at different periods of time, last being in the early part of year 2014. The payments, which the petitioner is entitled to have not been released to it till date despite submission of the bills and approval thereof by the Municipal Council, Tehsil Dera Baba Nanak, District Gurdaspur-respondent No.3. Counsel contends that the petitioner had been requesting the respondents to release the amount due to him but without any result. The last representation which has been submitted by the petitioner is dated 31.03.2015 (Annexure P-24) to the Administrator, Municipal Council, Dera Baba Nanak, District Gurdaspur, who was then the authority competent for release of the said amount but now after the elections, the President

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has taken over the charge from the Administrator.

Counsel for the petitioner contends that the petitioner, at this stage, would be satisfied if a direction is issued to the Municipal Council, Tehsil Dera Baba Nanak, District Gurdaspur-respondent No.3 and the Executive Officer, Municipal Council, Tehsil Dera Baba Nanak, District Gurdaspur-respondent No.4 to consider and decide the representation dated 31.03.2015 (Annexure P-24) submitted by 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 Municipal Council, Tehsil Dera Baba Nanak, District Gurdaspur-respondent No.3 and the Executive Officer, Municipal Council, Tehsil Dera Baba Nanak, District Gurdaspur-respondent No.4 to consider and decide the representation dated 31.03.2015 (Annexure P-24) submitted by the petitioner 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 be released to the petitioner, in accordance with law, within a further period of two months.

May 14, 2015
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE