

CWP No.9524 of 2015

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

CWP No.9524 of 2015

Date of Decision: May 14, 2015

M/s Bhateja Construction Company

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. R.K. Girdhar, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (Oral):

It is the contention of the counsel for the petitioner that the petitioner was assigned the work during the year 2011 of laying pipes, flooring and other development works in different wards of Gidderbaha. The total amount estimated was 24.29 lacs. The work commenced on 03.12.2011 and was completed on 07.08.2013. Some of the payments have been made to the petitioner, however, an amount of ₹3,75,000/-, approximately, is still due which the Municipal Council, Gidderbaha, has to release to the petitioner. Despite having approached the respondents on various occasions when nothing was heard from their side, petitioner was forced to serve a notice through counsel dated 10.04.2015 (Annexure P-2) upon the Executive Officer, Municipal Council, Gidderbaha, District Sri Muktsar Sahib-respondent No.3 but that has also not been solicited any result till date.

CWP No.9524 of 2015

Counsel for the petitioner contends that the petitioner, at this stage, would be satisfied if a direction is issued to the Executive Officer, Municipal Council, Gidderbaha, District Sri Muktsar Sahib-respondent No.3 to consider and decide the legal notice dated 10.04.2015 (Annexure P-2) of 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 Executive Officer, Municipal Council, Gidderbaha, District Sri Muktsar Sahib-respondent No.3 to consider and decide the legal notice dated 10.04.2015 (Annexure P-2) 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 be released to the petitioner, in accordance with law, within a further period of one month.

May 14, 2015

Harish

**(AUGUSTINE GEORGE MASIH)
JUDGE**