

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

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CM No. 7628 of 2015 and
CWP No.9672 of 2015

DATE OF DECISION: July 20, 2015

M/s Garga Associates

.....Petitioner

VERSUS

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Rajesh Kumar Girdhar, Advocate,
for the applicant/petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CM No. 7628 of 2015

Prayer in this application is for permission to place on record
the legal notice dated 19.05.2015 as Annexure P-4.

Prayer granted. Legal notice dated 19.05.2015 is taken on
record as Annexure P-4.

Application stands disposed of.

CWP No.9672 of 2015

It is the contention of counsel for the petitioner that the
petitioner was allotted work of construction of Lift Scheme No.2 of Village
Bhagsar vide Work Order No.5 dated 19.01.2015. The work was completed
on 15.04.2015 and the bills were also passed in the month of April, 2015
itself. Petitioner submitted a representation dated 21.04.2015 (Annexure P-
2) to respondent No.4, which when was not responded to, the petitioner

preferred the present writ petition, which came for hearing on 15.05.2015 and the same was adjourned for today to await action on the part of the respondents with regard to the claim of the petitioner. In the meanwhile, petitioner has also served a notice through counsel dated 19.05.2015 (Annexure P-4) upon The Executive Engineer, Canal Lining Division, Canal Colony, Ferozepur-respondent No.4 but that also has not solicited any response as yet nor has any payment been released to the petitioner.

Counsel for the petitioner states that the petitioner, at this stage, would be satisfied if a direction is issued to The Executive Engineer, Canal Lining Division, Canal Colony, Ferozepur-respondent No.4 to consider and decide the legal notice dated 19.05.2015 (Annexure P-4) 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, Canal Lining Division, Canal Colony, Ferozepur-respondent No.4 to consider and decide the legal notice dated 19.05.2015 (Annexure P-4) 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