

RA-CW-167-2015 in/and
CWP No.4205 of 2015

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

RA-CW-167-2015 in/and
CWP No.4205 of 2015

Date of Decision: April 10, 2015

Nikhil Bhaskar

...Petitioner

Versus

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

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

AUGUSTINE GEORGE MASIH, J. (Oral):

RA-CW-167-2015

It is the contention of the counsel for the petitioner that due to inadvertence, the correct facts could not be brought to the notice of the Court which indicated that the work assigned to the petitioner has already been concluded to the satisfaction of the respondents and therefore, the writ petition was sought to be withdrawn. He states that the said document is already on record as Annexure P-1.

In view of the above, order dated 11.03.2015 is hereby recalled.
The main writ petition is taken on board for final disposal.

CWP No.4205 of 2015

It is the contention of the counsel for the petitioner that work was assigned to the petitioner vide tender dated 13.12.2012, details whereof have been mentioned in para 2. Petitioner has completed the work assigned to him and on completion of the work, he has approached respondent No.3

RA-CW-167-2015 in/and
CWP No.4205 of 2015

for release of the dues. The matter is under consideration with the respondents, but till date, no amount has been released to the petitioner. He has approached respondent No.3 vide representation dated 06.07.2014 (Annexure P-3), which was followed by a notice dated 08.11.2014 (Annexure P-4) to respondent No.2 through counsel, with copy to respondent No.3, but till date, the same has not been decided nor any benefit conferred upon the petitioner.

Counsel for the petitioner states that the petitioner, at this stage, would be satisfied if a direction is issued to respondents 2 and 3 to consider and decide the legal notice dated 08.11.2014 (Annexure P-4), within some specified time.

Without going into the merits of the case or commenting thereon, the present writ petition is disposed of with directions to the Director, Urban Local Bodies, Haryana-respondent No.2 and Deputy Commissioner-cum-Commissioner, Municipal Corporation, Panipat-respondent No.3, to consider and decide the legal notice dated 08.11.2014 (Annexure P-4), within a period of two 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 him, in accordance with law, 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 the petitioner forthwith.

(AUGUSTINE GEORGE MASIH)
JUDGE

April 10, 2015
Harish