

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

**COCF No. 2780 of 2015
Date of decision: 2.02.2016**

Popular Pipes

.....Petitioner

versus

Suresh Kumar and others

.....Respondents

Coram: Hon'ble Mr. Justice Rakesh Kumar Jain

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

Mr. V.Ramswaroop, AAG, Punjab.

Mr. Sanjeev Soni, Advocate
for respondent No.4.

Rakesh Kumar Jain, J.(Oral)

Counsel for the petitioner has submitted that he had executed the work for ₹ 61,45,394/- against which he has been paid ₹59,71,027/-.

Counsel for the respondent has submitted that the initial tender was enhanced from ₹ 56,33,807/- to ₹ 59,71,027/- and not to the tune of ₹ 61,45,394/- as stated by the petitioner and therefore, the said amount has not been sanctioned.

Be that as it may, the fact remains that the amount sanctioned by the respondent has already been paid, therefore, this petition has become infructuous.

Dismissed as infructuous.

However, in case the petitioner is still having any grievance in regard to the balance amount not paid by the respondent, he may resort to his remedy of arbitration.

**[Rakesh Kumar Jain]
Judge**

**2nd February, 2016
Shivani Kaushik**