

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

C.W.P. No. 14746 of 2016 (O&M)
Date of decision: 27.7.2016

M/s Nahar Spinning Mills Limited

.. Petitioner

vs

State of Punjab and another

.. Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal
 Hon'ble Mr. Justice Harinder Singh Sidhu**

Present: Mr. Aalok Jagga, Advocate for the petitioner.

Rajesh Bindal, J.

The grievance of the petitioner is that the amount deposited by him in pursuance to the demand raised by the Nagar Panchayat, Lalru, which was deposited during the pendency of the appeal, has not been refunded back to the petitioner, even though the appeal filed by the petitioner was accepted and the order passed by the First Appellate Authority was upheld by the Second Appellate Authority in an appeal preferred by the Nagar Panchayat, Lalru. The order passed by the Second Appellate Authority is dated 09.12.2015. It is claimed that the petitioner deposited a sum of ₹ 12,84,091/-, which has not been refunded.

To claim the relief, the petitioner got issued a legal notice dated 07.06.2016 to respondent No.2. However, neither the amount has been refunded back nor the notice has been responded to.

Learned counsel for the petitioner submitted that the petitioner would be satisfied at this stage, if a direction is issued to respondent No.2 to take a final decision on the claim made by the petitioner in the legal notice dated 07.06.2016 (Annexure P-9).

After hearing learned counsel for the petitioner and without opining on the merits of the controversy, the present petition is disposed of with a direction to respondent No.2 to take a final decision on the claim made by the petitioner in the legal notice dated 07.06.2016 (Annexure P-9) within a period of two months from the date of receipt of a certified copy of the order.

(Rajesh Bindal)
Judge

27.07.2016
Atul

(Harinder Singh Sidhu)
Judge

Whether speaking/ reasoned:

Yes/No

Whether Reportable:

Yes/No