

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

CWP No.15176 of 2016
Date of Decision: 1.8.2016

M/s Shiva Enterprises

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

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

RAMESHWAR SINGH MALIK J. (ORAL)

Feeling aggrieved against the alleged inaction on the part of respondent authorities, petitioner has approached this Court, by way of instant writ petition under Article 226/227 of the Constitution of India, seeking a writ in the nature of Mandamus.

Learned counsel for the petitioner submits that when the genuine grievance of the petitioner was not being redressed by the respondent authorities, it finally approached respondent No.4 by way of legal notice dated 7.7.2016 (Annexure P-2), but the same is also pending decision. He further submits that the petitioner will be satisfied in case the respondent No.4 is directed to consider and decide its legal notice, within a reasonable time.

Having heard the learned counsel for the petitioner and without expressing any opinion on the merits of the case, including the issue of limitation, if any, lest it should prejudice the rights of either of the parties,

the Divisional Engineer (C-1), Bathinda Development Authority, B.D.A. Complex, Baghu Road, Bathinda-respondent No.4 is directed to look into the matter, consider the grievance of the petitioner, raised vide its legal notice dated 7.7.2016 (Annexure P-2) and decide the same, at an early date by passing an appropriate order thereon, strictly in accordance with law, but in any case within a period of one month from the date of receipt of a certified copy of this order.

It is further directed that if, after due consideration of the matter, respondent No. 4 comes to the conclusion that the petitioner is entitled for the amount being sought to be released, the same shall be released in favour of the petitioner, without any further loss of time.

With the abovesaid observations made and directions issued, present petition stands disposed of.

(RAMESHWAR SINGH MALIK)
JUDGE

1.8.2016
GS

Whether speaking/reasoned/non-speaking

Whether reportable: Yes/No