

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

VARINDER SINGH
2016.08.04 14:20
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Punjab & Haryana High Court at
Chandigarh

C.W.P. No. 15648 of 2016 (O&M)

Date of decision: 4.8.2016

M/s Oswal Denims

.. Petitioner

vs

State of Punjab and another

.. Respondents

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

Present: Mr. Mukesh Garg, Advocate for
 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 18.1.2016. It is claimed that the petitioner deposited a sum of ₹ 5,66,326/-, which has not been refunded.

To claim the relief, the petitioner got issued a legal notice dated 7.6.2016 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 7.6.2016 (Annexure P-9).

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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 7.6.2016 (Annexure P-9) within a period of two months from the date of receipt of a certified copy of the order.

(Rajesh Bindal)
Judge

4.8.2016
vs

(Harinder Singh Sidhu)
Judge

Whether speaking/ reasoned
Whether Reportable

Yes/No
Yes/No