

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

CWP No.17140 OF 2016 (O&M)
Date of decision: 24.08.2016

M/s Sadbhav Engineering Ltd. .. Petitioner

vs.

State of Haryana and ors. .. Respondents

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

Present:- Mr. Avneesh Jhingan, Advocate
for the petitioner.

Mr. Ankur Mittal, Addl. A.G., Haryana.

Rajesh Bindal, J.

The only prayer made by the petitioner is that during the pendency of the appeal filed by it before the First Appellate Authority against the order of assessment, the Bank guarantee furnished, in terms of the demand raised, should not be encashed.

Learned counsel for the petitioner submitted that the respondents be directed to release the bank account, which was attached vide communication dated 25.07.2016, as the interest of the department is secured.

Learned counsel for the State, on instructions from Dr. V.K.Shastri, ETO, Sirsa, stated that during the pendency of the appeal before the First Appellate Authority, the bank guarantee furnished by the petitioner shall not be encashed. He further submitted that the necessary direction shall be issued to the bank releasing the attachment of the bank account of the petitioner.

In view of the fair stand taken by learned counsel for the State,
the present petition is disposed of accordingly.

(Rajesh Bindal)
Judge

24.08.2016
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(Harinder Singh Sidhu)
Judge

Whether speaking/reasoned	Yes/No
Whether Reportable:	Yes/No