

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

**CWP No. 20884 of 2016
Decided on : 05.10.2016**

M/s Kataria Construction Company

... Petitioner

Versus

State of Punjab and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN**

PRESENT: Mr. Sanjeev Goyal, Advocate
for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

The petitioner has approached this Court under Article 226 of the Constitution of India, seeking quashing of the order dated 01.12.2014 (Annexures P-1 & P-2) and order dated 12.12.2014 (Annexure P-3), whereby, respondents freezed the balance payment on account of final bill and security amount of ₹16,53,497/- for the work relating to Banga and ₹16,34,790/- for the work relating to Nawanshahar, despite the issuance of certificate regarding performance of the contractor (Annexures P-6 & P-7, respectively).

2. After arguing for sometime, learned counsel for the petitioner states that he may be allowed to withdraw the present writ petition with liberty to the petitioner either to invoke the arbitration clause or to take recourse to the remedies before the Civil Court, in accordance with law.

3. Dismissed as withdrawn. It shall, however, be open to the petitioner to take recourse to the remedies as may be available to it, in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(RAMENDRA JAIN)
JUDGE**

October 05, 2016

J.Ram

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No