

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

**CWP- 13355-2017 (O&M)
Date of decision: 02.06.2017**

Gurdial Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldeep Singh

Present: Mr.Vipin Mahajan, Advocate for the petitioner

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldeep Singh, J. (Oral)

Learned counsel for the petitioner contends that in pursuance to the decision in LPA No.1889 of 2011 a sum of Rs.1,09,075/- wrongly recovered from the petitioner, was ordered to be released by the District Controller, Food Civil Supplies and Consumer Affairs, Fatehgarh Sahib vide order dated 7.11.2016 (Annexure P3). However, the amount is not being released. The petitioner has already issued a legal notice dated 10.1.2017 (Annexure P4), to which reply dated 31.1.2017 (Annexure P5) has been filed vide which it is stated that there were shortcomings in the bills and the same were sent back to the concerned office. However, till date, the bills have not been received back by their office for payment.

In these circumstances, without issuing notice to the respondents, the present writ petition is disposed of with directions to respondent nos.2 and 3 to make the payment in terms of order 7.11.2016 (Annexure P3) within a period of one month from the date of receipt of a

certified copy of this order. However, if they are of the view that the payment is not to be made, then they shall pass a speaking order denying the payment. The respondents shall also consider payment of interest as per government instructions.

02.06.2017
gk

(Kuldip Singh)
Judge

Whether speaking/ reasoned:
Whether Reportable:

Yes
No