

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

Civil Writ Petition No.21716 of 2017

Date of decision: 22.09.2017

Prem Pal Bathla Contractor

...Petitioner

Versus

The State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE G.S.SANDHAWALIA

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

G.S.SANDHAWALIA, J. (Oral)

The present petition has been filed under Article 226 of the Constitution of India for directing the respondents to release the payment of 2nd and 3rd running bills amounting to ₹ 5,65,68,294/- qua the works of upgradation of Roads being executed by the petitioner along with interest @ 12% per annum.

Counsel for the petitioner submits that legal notice dated 14.8.2017(Annexure P/2) has been recently served upon respondent no.7 and he would be satisfied if a direction is issued to the said respondent to decide the said legal notice within some fixed time frame.

Keeping in view the limited relief sought by the petitioner, this Court is of the opinion that there is no requirement of calling for any reply on behalf of the respondents.

Accordingly, without commenting upon the merits of the case or entitlement of the petitioner as such regarding the relief claimed, the present writ petition is disposed of with a direction to respondent no.7 to take into consideration the said legal notice dated 14.8.2017(Annexure P/2)

and take a decision within a period of four weeks from the date of receipt of the certified copy of this order. It is made clear that in case the petitioner is held entitled for the necessary relief, the amount shall be released forthwith. In case any adverse order is to be passed then a reasoned order be passed by the said respondent and copy thereof be supplied to the petitioner.

The present writ petition is disposed off with the aforesaid directions.

September 22, 2017
Pka

(G.S.SANDHAWALIA)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No