

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

Civil Writ Petition No.21718 of 2017

Date of decision: 22.09.2017

Birdavinder Singh Contractor

...Petitioner

Versus

State of Punjab and others

...Respondents

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

Present: Mr. Tejinder Pal Makkar, 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 make the payment of works executed by the petitioner along with interest @ 12% per annum.

Counsel for the petitioner submits that as per representation dated 20.7.2017(Annexure P/3) addressed to respondent no.5-the Executive Engineer, Rajasthan Feeder Division, Canal Colony, Ferozepur, District Ferozepur, it has been brought to his notice that work has been completed as required by the department but the payment which comes to be almost ₹ 25 lakhs has been held up. Resultantly, he prays for issuance of a direction to the said respondent to decide the said representation 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.5 to take into consideration the said representation dated 20.7.2017 (Annexure P/3) 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 whatever amount, the same shall be released forthwith. In case any adverse order is to be passed and the balance amount is to be withheld 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