

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CWP 2769 of 2017

Date of Decision: February 15, 2017

Sukhbir Singh

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.

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Present:- Mr. R.K. Girdhar, Advocate
for the petitioner.

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M.M.S. BEDI, J. (ORAL)

Petitioner through instant petition under Articles 226/ 227 of the Constitution of India seeks a writ in the nature of Mandamus directing the respondents to release the payment of the amount due for the work of reconstruction of Teone Disty RD 52610-63800 (Slice RD 58500-61000), executed by him.

In this context, the petitioner had sent a legal notice, annexure P-2, to Executive Engineer, Bathinda Canal Division, Bathinda, dated January 2, 2017.

It has been contended by counsel for the petitioner that the said notice has not yet been considered.

Notice of motion to Advocate General, Punjab.

On the asking of the Court, Ms.Anu Pal, AAG, Punjab, accepts notice. Copy given.

I deem it appropriate in the interest of justice to dispose of this petition with a direction to the Executive Engineer, Bathinda Canal Division, Bathinda, to consider the claim of the petitioner as depicted in legal notice dated January 2, 2017 and pass a speaking order within a period of two months after the receipt of a certified copy of the order. Ordered accordingly.

It is observed that in case the legal notice dated January 2, 2017 has not been received in the office of Executive Engineer, Bathinda Canal Division, Bathinda, annexure P-2 may be considered as the notice and a speaking order may be passed on the basis of annexure P-2 within a period of 2 months after the receipt of a certified copy of the order. It will be the duty of counsel for the petitioner to communicate the order of Executive Engineer, Bathinda Canal Division, Bathinda. If the notice is considered favourably and the petitioner is held entitled to any amount, the same may be released expeditiously after the decision of the claim of the petitioner.

February 15, 2017
sanjay

(M.M.S.BEDI)
JUDGE

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