

C.W.P. No. 12008 of 2016

(1)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.W.P. No. 12008 of 2016

DATE OF DECISION:20.02.2018

M/s Indus Tech

.....Petitioner

Versus

State of Haryana and others

.....Respondents

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Inderjit Sharma, Advocate
for the petitioner.

Mr. Rajesh K. Sheoran, Addl. A.G., Haryana.

DAYA CHAUDHARY, J.

The prayer in the present petition is for issuance of a writ in the nature of mandamus directing respondents to release financial assistance/subsidy as per DNIT (Annexure P-2) issued in view of tender dated 25.11.2010 and negotiation dated 30.11.2010 as per work allotted to the petitioner.

In response to notice of motion, reply has been filed, which is on record.

Learned State counsel on the basis of reply submits that financial concession will be released after receipt of bank guarantee equal to the amount of financial concession in favour of Engineer-in-Charge.

After hearing the arguments advanced by counsel for the

C.W.P. No. 12008 of 2016

(2)

parties, it is apparent that nowhere it has been mentioned as to whether any communication is there between the parties with regard to the fact as to in whose favour the bank guarantee is to be furnished.

Accordingly, the respondents are directed to convey the petitioner within a period of two weeks from the date of receipt of certified copy of the order as in whose favour bank guarantee is to be furnished. Thereafter the petitioner is directed to complete the formalities as per communication within a period of two weeks thereafter. The respondents are also directed to release the financial concession/subsidy to the petitioner within a period of one month thereafter according to DNIT conditions.

Disposed of accordingly.

February 20, 2018
pooja

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No