

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

CWP No.12428 of 2018 (O&M)

Date of decision: 10.07.2018

The Chak Kala Tibba Coop. L & C Society Ltd.

...Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. R.K. Girdhar, Advocate for the petitioner(s).

Ms. Harsimrat Rai, DAG, Punjab.

Mr. S.S. Bedi, Advocate
for respondent Nos.2 & 3.

Jitendra Chauhan, J. (Oral)

By way of the present petition, the petitioner seeks issuance of a writ in the nature of mandamus directing the respondents to make the balance payment of Rs.17,41,651/- qua the works of lining of Sukhchain Disty and Abul Khurana Disty, executed by the petitioner along with interest @ 12% p.a.

Though notice was issued, however, at this stage, learned counsel for the petitioner states he would be satisfied in case the respondent No.3-The Divisional Engineer, Punjab Water Resources Management & Development Corporation Ltd. Lining Division No.3, Malout, District Sri Muktsar Sahib is directed to consider and decide the legal notice dated 20.04.2018 (Annexure P-2) and to determine whether

any amount is due to the petitioner.

Heard.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.3-The Divisional Engineer, Punjab Water Resources Management & Development Corporation Ltd. Lining Division No.3, Malout, District Sri Muktsar Sahib to consider and decide the legal notice dated 20.04.2018 (Annexure P-2) and to determine whether any amount is due to the petitioner, within a period of six weeks from the date of receipt of certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the the amount is due, in that eventuality, the same be paid to the petitioner within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

10.07.2018

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(JITENDRA CHAUHAN)
JUDGE

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