

210-3

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

**CWP-28983-2017**

**Date of decision-14.09.2018**

**M/S Varinder Kumar**

**...Petitioner(s)**

**Vs.**

**State of Punjab and others**

**...Respondents**

**CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN**

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

Ms. Monica Chhibber Sharma, Sr.DAG, Punjab.

None for respondent Nos.3 to 6.

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**JITENDRA CHAUHAN, J.**

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of mandamus directing the respondents to release the payment of ₹5,91,40,898/- qua the works of up-gradation of Link Roads, executed by the petitioner alongwith interest @ 12 % p.a.

Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.5-Chief Engineer, Punjab Roads & Bridges Development Board, Punjab, SAS Nagar, Mohali to consider and decide the legal notice dated 15.11.2017 (Annexure P-2).

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.5- Chief Engineer, Punjab Roads & Bridges Development Board, Punjab, SAS Nagar, Mohali to consider and decide the legal notice dated 15.11.2017 (Annexure P-2) within six weeks from the receipt of the certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to it, in such eventuality, the consequential relief be allowed 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.

**(JITENDRA CHAUHAN)**  
**JUDGE**

**14.09.2018**

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