

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

CWP No. 8235 of 2016 (O&M)

Date of Decision: 05.12.2018.

Supertech Builders

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Praveen Chander Goyal, Advocate and
Ms. Aarti Goyal, Advocate,
for the petitioner.

Mr. Sanjay Kumar Saini, AAG Haryana.

JITENDRA CHAUHAN.J.(ORAL)

The petitioner seeks release of payment for execution of the work which has been duly approved by respondent No.2 in the year 2014.

From the reply, it emanates that the amount in question could not be paid in the concerned year on various grounds including exhaustion and paucity of funds. However, the State has admitted the liability of payment and has stated that the remaining payment will be made to the petitioner as soon as the amount is received by respondent No.2.

The execution of the work is not in dispute. Such a stand is not available to the State and the Court deprecates the same. In the circumstances, respondent No.1 is directed to make the remaining

entire payment within six weeks from the receipt of certified copy of

the order along with interest @ 9% per annum. The civil writ petition is allowed along with costs of Rs.10,000/-.

05.12.2018.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No