

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

103

CWP-1816-2019

Date of Decision: 23.01.2019

The Muktsar United Co-op. L & C Society Ltd.

--Petitioner

Versus

The State of Punjab and others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

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

TEJINDER SINGH DHINDSA.J.

Petitioner is a Co-operative Labour and Construction Society. It is averred that in the year 2016, a number of works were allotted to it by the Executive Engineer, Canal Lining Division, Sri Muktsar Sahib, Tarn Taran as also Abohar District Fazilka. The details of the work have been furnished in para 2 of the writ petition.

Counsel submits that the works allotted have been duly completed as per terms and conditions of the DNIT. It is further submitted that the obligation for making/releasing payments is now vested with the Executive Engineer Sub Division, Canal Lining Division, Sri Muktsar Sahib and without any justifiable basis, an amount of Rs.15,96,016/- has not been released till date.

In view of the grievance raised in the petition, I deem it appropriate to dispose of writ petition at the very threshold and without even ascertaining the correctness of the averments made in the petition by directing respondent No.4 i.e. the Executive Engineer, Canal Lining Division, Sri Muktsar Sahib, to consider the claim of the petitioner/Society against the backdrop of a legal notice dated 12.12.2018 (Annexure P-2)

that is stated to have already been submitted and a final decision thereupon be taken expeditiously and in any case within a period of eight weeks from the date of receipt of a certified copy of this order.

Needless to observe that if any amount is found due to the petitioner company, the same would be released without any further delay.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

23.01.2019

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- i) Whether speaking/reasoned? Yes/No
- ii) Whether reportable? Yes/No