

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

CWP No.2390 of 2019
Date of decision:-29.01.2019

M/s Davinder Kumar Government Contractor

.....Petitioner

versus

Punjab Mandi Board and another

.....Respondents

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

Present:- Mr. P.S. Rana, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner who claims himself to be a Government approved contractor, was awarded various works by the Punjab Mandi Board through respondent No.2 after having participated in a tender process. The details of the work(s) allotted to the petitioner have been furnished in para 2 of the writ petition.

The short grievance raised in the instant petition is that inspite of work(s) having been duly executed as per terms and conditions of the DNIT, the payments in lieu thereof have not been released.

Counsel argues that the action of the Punjab Mandi Board is arbitrary and payments have been with-held without any justifiable basis.

Counsel submits that he would be satisfied if the instant petition is to be disposed of at this stage with a direction to the respondent No.2 to consider the claim of the petitioner in the light of the legal notice dated 15.11.2018 (Annexure P-15) that has already been served.

Prayer made by counsel is found to be just and reasonable.

Accordingly, without even ascertaining the correctness of the averments made in the instant petition, I deem it appropriate to dispose of the writ petition at the very threshold by directing the respondent No.2 i.e. Executive Engineer (C), Punjab Mandi Board, District Fazilka, to examine the claim of the petitioner against the backdrop of the legal notice dated 15.11.2018 (Annexure P-15) in accordance with law and to take a final decision thereupon within a period of 8 weeks from the date of receipt of certified copy of this order.

Needles to observe that if any payment is found due to the petitioner, the same would be released without any further delay.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

29.01.2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No