

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

**CWP-2511-2019 (O&M)
Date of Decision:30.01.2019**

M/s Ek Noor Builders

... Petitioner

Versus

The State of Punjab & others

... Respondents

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

Present: Mr. Chirag Girdhar, Advocate for the petitioner.

...

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner claims himself to be a Class I Govt. Contractor.

As per pleadings on record, the work of up-gradation of two link roads in the Assembly Constituency Jalalabad, District Fazilka under the Head of NABARD-XVII Saving was allotted to the petitioner.

The short grievance raised in the petition is that inspite of the work having been executed satisfactorily, the payment of Rs.75 lakhs approximately has not been released.

Counsel argues that the action of the respondent/authorities in having withheld the afore noticed amount, is arbitrary and without any justifiable basis.

Counsel submits that a legal notice dated 03.01.2019 (Annexure P-3) has already been served upon the respondent/authorities and he would be satisfied if the instant petition was to be disposed of with a direction for his claim to be examined and finalized within a stipulated time frame.

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

Accordingly, without even ascertaining the correctness of the

averments made in the petition, I deem it appropriate to dispose of the instant writ petition with a direction to respondent No.5 i.e. the Executive Engineer, Construction Division No.1, PWD, B&R Branch, Ferozepur to examine the claim of the petitioner against the backdrop of a legal notice dated 03.01.2019 (Annexure P-3) i.e. stated to have already been served. A final decision thereupon be taken expeditiously and in any case within a period of eight weeks from the receipt of a certified copy of this Court.

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

Disposed of.

30.01.2019

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

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