

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

CWP No.3178 of 2019
Date of decision:-05.02.2019

M/s Chaman Lal and sons

.....Petitioner

versus

State of Punjab and others

.....Respondents

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

Present:- Mr. Dheeraj Mahajan, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J.(ORAL)

Counsel submits that the petitioner proprietorship concern was allotted the work of construction of Community Hall in Block-E, Ajnala Road Scheme, by the Improvement Trust, Amritsar in the year 2015 pursuant to a regular tender process. The short grievance raised in the petition is that inspite of the work having been completed and executed to the satisfaction of the concerned authorities an amount of rupees 98 lakhs is still due.

Counsel argues that the action of the respondent Improvement Trust is arbitrary as the amount in question has been with-held without any justifiable basis. It is further submitted that a legal notice dated 01.12.2018 has already been served and he would be satisfied if the writ petition is to be disposed of with a direction to the competent authority to take a final decision thereupon in a stipulated time frame.

Prayer of the counsel is found to be just and reasonable.

In view of the above and without even ascertaining the correctness of the averments made in the petition, I deem it appropriate to

dispose of the writ petition with a direction to respondent No.3 i.e.The Chairman, Amritsar Improvement Trust, Amritsar to consider the claim of the petitioner against the backdrop of the legal notice dated 01.12.2018 (Annexure P-4) and to take a final decision thereupon expeditiously and in any case within a period of 8 weeks from the receipt of certified copy of this order.

Needless to observe that in case any payment is found due to the petitioner, the same would be released without any further delay.

It is clarified that this Court has not examined the claim of the petitioner on merits.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

05.02.2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No