

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

**CWP-3476-2019 (O&M)
Date of Decision:07.02.2019**

M/s Grover Enterprises

... Petitioner

Versus

State of Punjab & others

... Respondents

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

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

...

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner is stated to be a Class I Government Contractor.

In the years 2011-12, certain works were allotted to the petitioner by the Executive Officer, Municipal Council, Khanna, District Ludhiana, the details of the works have been furnished in a tabulation in para 2 of the writ petition.

The short grievance raised in the petition is that even though the work has been completed and executed and the payment of the bills has been released, yet the security amount deposited by the petitioner totalling to Rs.2,61,010/- has not been released till date.

Counsel argues that the action of the respondent/authorities in withholding the due payment is arbitrary and without any justifiable basis.

Counsel makes a submission that a legal Notice dated 12.01.2019 (Annexure P-2) has already been filed and he would be satisfied if directions were to be issued for the same to be examined and dealt with in a stipulated time frame.

Submission made by 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 instant writ petition with a direction to respondent No.4 i.e. the Executive Officer, Municipal Council, Khanna, District Ludhiana to examine the claim of the petitioner against the backdrop of a legal Notice dated 12.01.2019 (Annexure P-2) and to take a final decision thereupon within a period of eight weeks from the date of receipt of a certified copy of this Court.

Needless to observe that if 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.

07.02.2019

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

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