

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

**CWP-3475-2019 (O&M)
Date of Decision:07.02.2019**

M/s Oberoi Construction Corporation

... Petitioner

Versus

The 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.

It is pleaded that on 02.12.2016, work of Augmentation of Safe Drinking Water Supply Scheme for Village Old Malout, Block Malout, Sri Muktsar Sahib was allotted to the petitioner.

The short grievance raised in the petition is that inspite of the work having been completed and executed to the satisfaction of the authorities, a payment of Rs.48,98,754/- has not been released to the petitioner.

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 representation dated 16.01.2019 (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 Engineer, Water Supply & Sanitation Division, Malout, District Sri Muktsar Sahib to examine the claim of the petitioner against the backdrop of a representation dated 16.01.2019 (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 |