

**118/5 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP No. 6005 of 2019

Date of decision : 06.03.2019

M/s Sukhdev Singh Contractor

..... Petitioner

versus

The State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

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

TEJINDER SINGH DHINDSA, J. (ORAL)

The petitioner is stated to be a Government Contractor. In the year 2018 work of Rehabilitation of First Patiala Feeder from RD 170-3000 by stone pitching and concrete lining (Part-II concrete lining RD 850-3000) was allotted to the petitioner.

The short grievance raised in the petition is that inspite of the work having been executed and completed payment in lieu thereof amounting to Rs. 1,25,00,000/-approximately has not been released till date.

Counsel argues that the action of the respondent-authorities is arbitrary and the amount has been withheld without any justifiable basis.

Counsel makes a submission that a legal notice has already been served and he would be satisfied if the writ petition is to be disposed of with a direction to the concerned authorities to examine the same within a stipulated time frame.

Prayer 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 writ petition with a direction to respondent No.4 i.e. the Executive Engineer, Ropar Head Works Division, Ropar, to examine the claim of the petitioner against the backdrop of legal notice dated 01.02.2019(Annexure P-2) and to take a final decision thereupon expeditiously and in any case within a period of eight weeks from today.

Needless to observe that if any payment is found outstanding the same be released to the petitioner without any delay.

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

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

06.03.2019
sunita

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No