

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

**CWP-10835-2019 (O&M)
Date of Decision:26.04.2019**

M/s Parkash Chand Goyal Contractor ... Petitioner

Versus

The State of Punjab & others ... Respondents

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

Present: Petitioner in person.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

The instant writ petition has been filed by M/s Parkash Chand Goyal, Contractor/firm through its partner Mr. Sunil Goyal.

Mr. Sunil Goyal has appeared in person and addressed submissions.

The writ paper book has also been perused.

Pleadings on record would reveal that the petitioner/firm is a government contractor and has executed various works assigned to it by the respondent/authorities from time to time.

Mr. Sunil Goyal submits that the Panchayati Raj Public Works Department, State of Punjab in the year 2016 had awarded the work of construction of auditorium at Vikas Bhawan, Sector-62, SAS Nagar, Mohali.

The short grievance raised in the instant petition is that inspite of the work in question having been executed and completed, an amount of Rs.1.70 crores approximately has not been released.

It is submitted that the action of the respondent/authorities is unfair and unjust and the amount in question has been withheld without any

justifiable basis.

In view of the above and without ascertaining the correctness of the averments made in the petition and without even going into the merits of the claim raised by the petitioner/Contractor, I deem it appropriate to dispose of the instant writ petition with a direction to respondent No.5 i.e. The Executive Engineer, Panchayati Raj Public Works (C&M) Division, Vikas Bhawan, Sector 62, SAS Nagar, Mohali to examine the claim of the petitioner against the backdrop of a legal notice dated 01.04.2019 (Annexure P-2) and to take a final decision thereupon expeditiously and in any case within a period of eight weeks from the date of receipt of a certified copy of this Court.

Needless to observe that in case any outstanding amounts/funds are found due, the necessary funds would be released to the petitioner/Contractor without any further delay.

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

Disposed of.

26.04.2019

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

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