

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

CWP No.11267 of 2019
Date of decision:-01.05.2019

Vinod Kumar Government 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)

As per pleadings on record, petitioner is stated to be a Government contractor. On 02.06.2016, the work of Up-gradation and Widening of Road from Tibba Tapprian- Tibba Nangal-Hyatpur-Sabour upto Khanpur Khui Road was allotted to the petitioner by respondent No.5 i.e. The Executive Engineer, Construction Division, PWD (B&R) Branch, Roopnagar.

The short grievance raised in the petition is that inspite of the work having been executed and completed the payment of Rs.63,15,044/- has not been released.

It is argued that the action of the respondent-authorities is arbitrary and unjust.

Counsel makes a submission that a representation dated 28.02.2019 (Annexure P-2) has also been served and he would be satisfied if the writ petition was to be disposed of with a direction to the concerned authority to examine the same within 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 writ petition with a direction to respondent No.5 to consider the claim of the petitioner against the backdrop of the legal notice dated 28.02.2019 (Annexure P-2) and to take a decision thereupon expeditiously and in any case within a period of eight weeks from the date of receipt of certified copy of this order.

Needless to observe that if any amount is found due the same would be released forthwith.

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

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

01.05.2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No