

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

CWP No.11616 of 2019
Date of decision:-03.05.2019

Madan Lal

.....Petitioner

versus

State of Punjab and others

.....Respondents

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

Present:- Mr. Vijay Kumar Chaudhary, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner is stated to be a A-Class contractor registered with the Government of Punjab, Department of Water Supply and Sanitation, Punjab. In the year 2014, the Department of Water Supply and Sanitation had allotted the works namely Reconstruction/Remodelling of Sandoha branch, Package RD 18000-39950 (Slice RD 21000-24000 and Slice RD 24000-27000), vide work order dated 12.12.2014. Thereafter in the year 2016, the petitioner was also allotted the work of re-construction of Jagga Branch with raising FSL, Package RD 37033-53750 (Slice RD 37033-41000), vide work order dated 11.03.2016.

The short grievance raised in the petition is that inspite of the works having been executed and completed the payment of Rs.16,68,000/- approximately is still outstanding

It is argued that the action of the respondent-authorities in withholding the amount in question is unjust and arbitrary

Counsel makes a submission that a legal notice dated 12.02.2019

(Annexure P-5) 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.4 to consider the claim of the petitioner against the backdrop of the legal notice dated 12.02.2019 (Annexure P-5) 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

03.05.2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No