

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

CWP No. 15658 of 2019 (O&M)

Date of decision:-13.11.2019

M/s Dashmesh Constructions through its partner Yadwinder Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

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

Present:- Mr. Sukhdev Kamboj, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J.(ORAL)

The petitioner is a partnership construction firm.

Instant writ petition was filed seeking release of an amount of Rs.49,00,000/-approximately in lieu of works that had been allotted by the Punjab Mandi Board and had since been executed.

Suffice it to notice that the work allotted to the petitioner firm was in the nature of providing and laying cement concrete flooring and construction of drains in the streets of Village Muradwala Dal Singh, Halqa Jalalabad, District Fazilka.

Mr. Sukhdev Kamboj, counsel during the course of hearing makes a statement that after filing of the instant writ petition an amount of Rs.43,38,195/- has been released by the respondent authorities. He further submits that such amount has been released after making the requisite deductions and such amount would satisfy the claim of the petitioner firm in principal.

However a submission is made that the work in question had

been executed and completed in the year 2017 whereas the payment has been released in the month of September 2019. It is urged that under such circumstances, the respondent authorities ought to pay interest on account of the delayed release of payment.

Since admittedly the principal amount has already been released to the petitioner firm, writ petition is disposed of as infructuous.

It would however be open for the petitioner firm to approach the respondent/concerned authorities as regards claim for interest on the alleged delayed payments. In the eventuality of any such claim being raised, the concerned authorities would be obligated to examine the same in accordance with law.

(TEJINDER SINGH DHINDSA)
JUDGE

13.11.2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No