

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-18459-2019 (O&M)
Date of Decision: 10.07.2019

M/s Kabir Infra Private Limited.

--Petitioner

Versus

State of Punjab & others

--Respondents

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

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

TEJINDER SINGH DHINDSA.J (Oral)

Petitioner firm is stated to be a Class-I Govt. Contractor. In the year 2011 the work of remodeling of storm water channel starting from Gurudwara Dukhniwaran to Dhokan Mohalla junction with open nullah coming from Shingaar Cinema disposal side, was allotted to the petitioner.

The short grievance raised in the petition is that inspite of the works having been executed and completed, an amount of Rs.1,97,50,729/- approximately has not been released.

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

Counsel makes a submission that a legal notice dated 6.4.2019 (Annexure P-2) has already 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.

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 same with a direction to respondent no. 4 i.e. the

Commissioner, Municipal Corporation, Ludhiana to examine the claim of the petitioner against the backdrop of the representation dated 6.4.2019 (Annexure P-2) expeditiously and in any case within a period of eight weeks from the date of receipt of a certified copy of this order.

Needless to observe that if any amount is due to the petitioner, the same would be released without any further delay.

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

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

10.07.2019

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