

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-19193-2019 (O&M)
Date of Decision: 17.07.2019

M/s Arihant Construction Co.

--Petitioner

Versus

State of Punjab and others

--Respondents

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

Present:- Mr. Vikram Anand, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J (Oral)

Petitioner is a construction company.

It has been pleaded that Municipal Corporation, Jalandhar from time to time had invited tenders for construction/repair work of different sites/roads/other construction work. The petitioner participated in the various tender processes and was allotted various works details of which have been furnished in Annexure P-2 (colly).

The short grievance raised in the petition is that inspite of the works having been executed and completed, a total outstanding amount of Rs.86 lakh 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 15.4.2019 (Annexure P-9) 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 respondents no.4 and 5 to examine the claim of the petitioner against the backdrop of the legal notice dated 15.4.2019 (Annexure P-9) expeditiously and in any case within a period of three months 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

17.07.2019

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