

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-19164-2019 (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:- Ms. Sunakshi Sharma, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J (Oral)

Petitioner is a construction company.

It has been pleaded that Municipal Corporation, Phagwara allotted various works in the nature of repair works of sites/roads as also other construction works to the petitioner-company and the details of which have been appended as Annexure P-1.

The short grievance raised in the petition is that inspite of the works having been executed and completed, a total outstanding amount of Rs.46.50 lakh approximately which includes the security deposit amount 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 10.5.2019 (Annexure P-7) has already been served and she 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 10.5.2019 (Annexure P-7) 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