

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

CWP No.23645 of 2019 (O&M)
Date of decision:-30.08.2019

Rajesh Sharma Contractor

.....Petitioner

versus

State of Punjab and others

.....Respondents

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

Present:- Mr. Arvind Thakur, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J.(ORAL)

As per pleadings on record, petitioner is stated to be a Contractor. In the year 2016-17 a numbers of works were allotted to the petitioner by respondent No.3 i.e. The Executive Engineer, Construction Division, PWD (B&R), Pathankot. The details of the works have been furnished in a tabulation contained in para No.3 of the writ petition.

The short grievance raised in the petition is that inspite of the work having been executed and completed the payment of Rs.4,08,800/- has not been released.

It is argued that the action of the respondent-authorities is arbitrary and unjust.

Counsel makes a submission that a legal notice dated 25.06.2019 (Annexure P-4) 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.3 to consider the claim of the petitioner against the backdrop of the legal notice dated 25.06.2019 (Annexure P-4) and to take a decision thereupon expeditiously and in any case within a period of three months 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

30.08.2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No