

**266-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP-30767-2018(O&M)
Date of decision-24.01.2019**

Bhagwant Singh

...Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Rakesh Kumar Girdhar, Advocate,
for the petitioner.

Mr. Navdeep Chhabra, D.A.G., Punjab.

Mr. D.S. Patwalia, Sr. Advocate with
Ms. Gurjot Grewal, Advocate
for respondent Nos.2 & 3.

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of mandamus directing the respondents to make the balance payment of Rs.6,27,404/- including security qua the work of constructions of Berms, executed by the petitioner alongwith interest @ 12 % p.a.

Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.3-Executive Officer, The Nagar Council, Machhiwara, District Ludhiana to consider and decide the legal notice dated 12.11.2018 (Annexure P-2) expeditiously.

Learned State counsel as well as counsel for respondent Nos.2 & 3 are not averse to the submissions made by learned counsel for the petitioner.

Heard.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.3- Executive Officer, The Nagar Council, Machhiwara, District Ludhiana to consider and decide the legal notice dated 12.11.2018 (Annexure P-2) within six weeks from the receipt of the certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to him, in such eventuality, the consequential relief be allowed to the petitioner, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

24.01.2019

ps-I

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No