

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

CWP No.23931 of 2019 (O&M)
Date of decision:-02.09.2019

Parvesh Aggarwal

.....Petitioner

versus

State of Punjab and others

.....Respondents

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

Present:- Mr. Virinder K. Shukla, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks a mandamus for directing the respondents to make payments of certain bills that the petitioner has raised against the work executed by him.

As per averments on record, the respondent-Municipal Corporation Moga, allotted the work of “**P.I. Laying Interlocking Tiles in Street Green Park Ward No.44**” to the petitioner having participated in a tender process.

It is the case of the petitioner himself that prior to finishing the work the respondent authorities without any basis had called upon the petitioner to stop the work mid-way.

Under such circumstances, the prayer of the petitioner raised in the instant petition under Article 226 of the Constitution of India for releasing of payments cannot be accepted.

Apparently, there is the dispute inter-se the parties. It is not disputed that in the work order/contract entered into by the petitioner with

the Municipal Corporation, Moga, there is a clause relating to arbitration.

In view of the above and while declining to interfere in the instant writ petition, liberty is granted to the petitioner to resort to arbitral proceedings if so advised.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

02.09.2019

shweta

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No