

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

CWP No.24550 of 2019
Date of decision:-05.09.2019

M/s Madan Lal Bansal & Co. Contractors Private Ltd.

.....Petitioner

versus

The State of Punjab and others

.....Respondents

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

Present:- Mr. Chirag Girdhar, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J.(ORAL)

As per pleadings on record, petitioner is stated to be a Class-I Government Contractor. On 05.02.2016, the work of “Providing Water Supply & Sewerage in various areas (Missing links) at Sumana (Under BUCIP Scheme) “Providing & Laying of Water Supply DI K-7 pipe line and SW pipe Sewer, Const. Of SV/MH chamber & CCT (Chlorine Contact tank) and all other work contingent thereto as per DNIT was allotted to the petitioner by respondent No.4 i.e. The Executive Engineer, Punjab Water Supply & Sewerage Division No.2, Patiala..

The short grievance raised in the petition is that inspite of the work having been executed and completed the payment of Rs.10,95,055/- including security, 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 16.08.2019 (Annexure P-2) 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.4 to consider the claim of the petitioner against the backdrop of the legal notice dated 16.08.2019 (Annexure P-2) and to take a decision thereupon expeditiously and in any case within a period of eight weeks 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

05.09.2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No