

**229 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP-6440-2018(O&M)
Date of decision-23.01.2019**

M/s Jagson Construction Ltd.

...Petitioner

Vs.

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Dheeraj Mahajan, Advocate,
 for the petitioner.

Mr. Vikas Mohan Gupta, Addl. A.G., Punjab
for respondent No.1.

Mr. Sarvesh Malik, Advocate
for respondent No.2.

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 release the payment of 3rd running bill as well as final bill amounting to ₹1,01,89,804/- alongwith interest @18% per annum.

Learned counsel for the petitioner states that at this stage, he would be satisfied, if a direction is issued to respondent No.2- The Divisional Engineer (Civil), Amritsar Development Authority, Green Avenue, Amritsar to consider and decide the legal notice dated 11.10.2017 (Annexure P-5) expeditiously.

Learned State counsel and learned counsel for respondent No.2 is not averse to the suggestion put forth by the 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.2- The Divisional Engineer (Civil), Amritsar Development Authority, Green Avenue, Amritsar to consider and decide the legal notice dated 11.10.2017 (Annexure P-5) within six weeks from the receipt of the certified copy of the judgment. In case, on consideration, the competent authority reaches to the conclusion that the request made by the petitioner is admissible to it, in such eventuality, the consequential relief be allowed to it, within a period of six weeks thereafter. However, in case the competent authority feels that the request made by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

23.01.2019

ps-I

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No