

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

**CWP-40319-2018 (O&M)
Date of Decision:07.01.2019**

M/s Design & Decore

... Petitioner

Versus

The Chief Engineer & others

... Respondents

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

Present:- Mr. Vinod Kumar, Advocate for
Mr. Ammish Goel, Advocate for the petitioner.

...

TEJINDER SINGH DHINDSA, J. (ORAL)

As per averments made in the petition, the petitioner firm participated in a tender process floated by U.T. for providing of structural glazing, false ceiling, PVC flooring at the entrance of Hall Corridor in Auditorium in Government Girls College for Girls Sector-42, Chandigarh. It is averred that the petitioner firm had deposited the performance guarantee of Rs.49,150/- and thereafter was allotted the work for an amount of Rs.9,82,050/-.

The precise grievance raised in the instant petition is that inspite of the work having been completed as per CPWD specifications as also the terms and conditions of DNIT, the amount pertaining to the final bill etc. has not been released.

Counsel submits that even a legal notice dated 24.09.2017 (Annexure P-4) has been served upon the respondent/authorities as regards the outstanding bill amounts but till date the amount has not been released.

Counsel submits that he would be satisfied if the writ petition is to be disposed of with a direction to the respondent/authorities to take a final

decision as regards release of the amounts due to the petitioner firm within a stipulated time frame.

Prayer made by counsel is found to be just and reasonable.

As such, without even ascertaining the correctness of the averments made in the petition and without going into the merits of the claim/prayer, the instant writ petition is disposed of with a direction to the Chief Engineer, U.T. Chandigarh/Superintending Engineer, Construction Circle-I, U.T., Chandigarh to consider the claim of the petitioner as raised in the legal notice dated 24.09.2017 (Annexure P-4) strictly in accordance with law and to take a final decision thereupon within a period of four weeks from the date of receipt of a certified copy of this order. If any amount is found due in favour of the petitioner firm, the same shall be released forthwith.

Disposed of.

07.01.2019

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |