

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

CM-3453-CWP-2019 in/and
CWP-28771-2018 (O&M)
Date of decision: 6.3.2019

M/s Kabir Infra Private Ltd.

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr.RK Girdhar, Advocate for the petitioner

Mr.Vikas Mohan Gupta, Addl.AG, Punjab

Mr.RS Bajaj, Advocate for respondent Nos. 3 and 4

JITENDRA CHAUHAN, J.

CM-3453-CWP-2019

The present application is for preponing date of hearing in the main case, which is fixed for 1.5.2019 and dispose of the same in terms of the judgment passed in CWP-30765-2018 on 24.1.2019.

Learned counsel for the respondents have no objection, if the application is allowed.

Having heard the learned counsel for the parties and in view of the reasons mentioned in the application, the same is allowed and the main case is taken on today's board.

CWP-28771-2018

This writ petition under Article 226 of the Constitution of India has been filed for issuance of direction to the respondents to release the

payment of Rs.3,80,70,790/- qua the work done by the petitioner.

Learned counsel for the petitioner states that at this stage, he would be satisfied, if a direction is issued to respondent No.4 – Commissioner, Municipal Corporation, Ludhiana to consider and decide the legal notice dated 30.10.2018 (Annexure P-2) expeditiously.

Heard.

In view of the above, without advertng to the merits of the case, the present petition is disposed of with a direction to respondent No.4 – Commissioner, Municipal Corporation, Ludhiana to consider and decide the legal notice dated 30.10.2018 (Annexure P-2) within six weeks from the date of receipt of the certified copy of the judgment. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed 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 relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

6.3.2019
gsv

[JITENDRA CHAUHAN]
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No