

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

107

CWP-9713-2020

Date of Decision:13.07.2020

Krishan Kumar

.....Petitioner

Versus

The State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Rajesh Kumar Girdhar, Advocate,
for the petitioner.

HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Petitioner has filed the present writ petition under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus, directing the respondents to release the security amount qua the development works executed by him along with the interest.

Learned counsel for the petitioner has submitted that for the relief claimed in the present writ petition, petitioner has already submitted a legal notice dated 21.05.2020(Annexure P-3) to the Commissioner, Municipal Corporation, Patiala and at this stage, petitioner would be satisfied if the direction be issued to the respondents to take call on the legal notice(Annexure P-3).

Notice of motion.

On the asking of the Court, Ms. Monica Chhibber Sharma, Sr.

D.A.G., Punjab, appears and accepts notice on behalf of respondent Nos.1 and 2.

Heard.

Lest it may prejudice the interest of the parties, however, considering the limited prayer made by the petitioner, the present writ petition is disposed of with a direction to respondent No.3 to take a final call on the legal notice dated 21.05.2020(Annexure P-3) submitted by the petitioner and decide the same preferably within a period of three months from the date of receipt of a certified copy of this order.

However, it is made clear that if respondent No.3 comes to a conclusion that the claim of the petitioner is as per record and justified by all material, then the amount shall be released to the petitioner in accordance with law.

July 13, 2020
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No