

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

CWP-13205-2020
Date of decision: 31.8.2020

Vijay Kumar Kansal**Petitioner.**

vs.

The State of Punjab and others**Respondents.**

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

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

Mr. Nikhil Chopra, Additional Advocate General, Punjab.

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Sanjay Kumar, J. (ORAL)

The petitioner was awarded the work of providing improved access to water through household connections in Lohakhera Village, Block and District Sangrur, in September, 2019. He claims to have completed the work successfully in December, 2019. His grievance presently is that the balance payment due, along with the security and withheld amounts, have not been released till date. The petitioner claims to have submitted representations in this regard, followed by legal notice dated 14.7.2020. According to the petitioner, a sum of ₹ 6,30,732/- is due and payable to him.

As it is for the authorities concerned to address the claim of the petitioner in the first instance, no cause is made out to entertain this writ petition for adjudication on merits.

The Executive Engineer, Water Supply and Sanitation Division, Sangrur, the fourth respondent, is accordingly directed to consider and take appropriate action upon the petitioner's legal notice dated 14.7.2020 (Annexure P-2). The Chief Engineer (South), Punjab, Water Supply and Sanitation, Patiala, the third respondent, shall ensure that such appropriate action is taken by the Executive Engineer. This exercise shall be completed expeditiously and, in any event, not later than six weeks from the date of receipt of a copy of this order. In the event the Executive Engineer finds that the dues, as claimed by the petitioner, are lawful, the payment shall be made within four weeks thereafter. Belated payment beyond this stipulated period shall carry interest @ 6.5 % per annum from the date of completion of the work till payment. On the other hand, if the Executive Engineer finds that the petitioner is not entitled to the dues, as claimed by him, a speaking order shall be passed and communicated to him.

The writ petition is disposed of with the above directions.

No order as to costs.

(SANJAY KUMAR)
JUDGE

31.8.2020

preeti

whether speaking/non speaking

yes/no

whether reportable/non reportable

yes/no