

CWP-17608-2020

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

CWP-17608-2020

Date of decision: 27.10.2020

M/s J.S.M.Constructions

...Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

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

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The petitioner concern was awarded the work of construction of renovation of toilets at Govt. School, Basti Jodhewal, Ludhiana. This work was executed by the petitioner, but the final payment i.e.Rs.6,00,130/- has not been made to the petitioner till date. The legal notice dated 19.09.2020 (Annexure P-4) sent by the petitioner did not evoke any response, constraining it to approach this Court.

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

Respondent No.5-Executive Engineer, Provincial Division, PWD B & R Branch, Rani Jhansi Road, Civil Lines, Ludhiana, is accordingly directed to consider and take appropriate action upon the legal notice dated 19.09.2020 (Annexure P-4) sent by the petitioner. This exercise shall be completed expeditiously and in any event, not later than

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six weeks from the date of receipt of a certified copy of this order.

If respondent No.5 finds that the dues as claimed by the petitioner concern are lawful, the payment shall be made within six weeks thereafter. Any belated payment beyond the stipulated period shall carry interest @ 6.5 % per annum from the date of completion of the work till payment. On the other hand, if respondent No.5 finds that the petitioner is not entitled to the dues, as claimed by it, a speaking order shall be passed and communicated to the petitioner concern.

The writ petition is disposed of with the above directions.

No order as to costs.

27.10.2020

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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No