

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

**CWP-19593-2020 (O&M)
Date of Decision:18.11.2020**

M/s Jai Jyoti Electricals

... Petitioner

Versus

State of Haryana & others

... Respondents

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

Present:- Mr. I.S. Pabla, Advocate for the petitioner.

....

TEJINDER SINGH DHINDSA, J. (ORAL).

Matter has been taken up through Video Conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Petitioner is a proprietorship firm.

As per pleadings on record, the Commissioner, Municipal Corporation, Karnal had allotted the work of maintenance and operation of SW/RCC pipe sewer, brick circular sewer, storm water drain of Karnal Town (Railway Road including South Area under Municipal Corporation Area and Area start from Railway station to Sai Mandir, Nirmal Vihar and maintaining of online apparatus of 40 MLD and 8 MLD STP and all other works contingent thereto (for one year) to the petitioner/firm.

Short grievance raised in the petition is that inspite of the work having been duly executed/completed and there being no dispute in regard thereof, an amount of Rs.42 lakhs approximately is still due and which has been withheld without any justifiable basis.

Counsel submits that he would be satisfied if the writ petition

were to be disposed of with a direction to the concerned authority to look into the claim of the petitioner/firm and to take a final decision thereupon within a stipulated time frame.

Submission advanced by counsel is found to be just and reasonable.

Without even ascertaining the correctness of the averments made in the petition and without opining on the merits of the case, instant writ petition is disposed of in terms of granting liberty to the petitioner/firm to approach respondent No.5 i.e. the Commissioner, Municipal Corporation, Karnal as regards the outstanding dues. In the eventuality of the petitioner/firm submitting a claim representation, respondent No.5 would be obligated to consider the same and to take a final decision thereupon expeditiously and in any case within a period of two months from the date of submission of such representation.

Needless to observe that if certain amount is found due, the same would be released to the petitioner/firm without any further delay. In case an adverse view is taken then a reasoned/speaking order be passed and be conveyed to the petitioner/firm.

Disposed of.

18.11.2020

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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