

103 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.20509 of 2020

Date of Decision : 02.12.2020

M/s Yadav Builders

...Petitioner

Versus

State of Punjab and others

...Respondents

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Chirag Girdhar, Advocate for the petitioner.

Ms. Monica Chhibber Sharma, Sr. DAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

The present petition has been filed by the petitioner with a prayer that the petitioner has executed certain works within the area of Sri Muktsar Sahib, for which, the petitioner is entitled for the payment of Rs.11,43,353/-, which is not being released to the petitioner, though, the works have been executed by the petitioner long ago and that too to the entire satisfaction of the respondents. Learned counsel for the petitioner further submits that the bills for the payment have already been prepared but, no payment has been released to him by the respondents without any valid justification. Prayer of the petitioner is to issue a direction to the respondents to release the said payment forthwith alongwith interest.

Learned counsel for the petitioner states that for the relief, which is being claimed in the present writ petition, the petitioner has served

the respondents with legal notice dated 20.12.2019 (Annexure P/2), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice.

Notice of motion.

Ms. Monica Chhibber Sharma, Sr. DAG, Punjab accepts notice on behalf of respondent-State and raises no objection in deciding the legal notice dated 20.12.2019 (Annexure P/2) served by the petitioner in a time bound manner by passing an appropriate speaking order.

In view of the above, without expressing any opinion on the merits of the case or the claim being made by the petitioner, the respondent No.3 is directed to decide legal notice dated 20.12.2019 (Annexure P/2), by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that any payment is due to the petitioner, the same shall also be released to him in accordance with law at the earliest.

Present writ petition stands disposed of.

December 02, 2020

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No