

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.31004 of 2019(O&M)

Date of Decision:23.01.2020

Rattan Singh Contractor

.....Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr.TPS Makkar, Advocate
for the petitioner.

Mr. Abhaypal Singh Gill, AAG., Punjab.

LISA GILL, J(Oral).

The petitioner, who is a contractor, seeks issuance of a writ in the nature of mandamus, directing the respondents to release the payment for the work duly allotted and executed by him.

It is submitted that the work in question was completed to the satisfaction of the authorities.

Reply, by way of affidavit dated 22.01.2020, of Sh. Jagtar Singh, Executive Engineer, Eastern Canal Division, Canal Colony, Ferozepur, on behalf of respondents no. 1 and 3, with a copy thereof to learned counsel for the petitioner, is taken on record subject to just exceptions.

It is mentioned in the said affidavit that the revised estimate of a sum of ₹96,67,009/-, has been sanctioned by the Chief Engineer (Canal) vide letter no. 312/7 canals dated 17.01.2020 (Annexure R-1/1). A sum of ₹71,22,122/- (approximately), has already been released to the petitioner. It is further stated that the payment depends upon release of funds from the State of Punjab.

At this stage, it is brought to my notice that the respondent-State in COCP No. 3834 of 2019 has taken a categorical stand that, all the departments except the Local Bodies, would clear their admitted liability by 31.03.2020, strictly, according to the priority list maintained. In respect to the department of Local Bodies, the liabilities would be cleared by 30.04.2020.

I have perused order dated 19.12.2019, passed in COCP No. 3834 of 2019, wherein presence of the Principal Secretary, Finance, Government of Punjab, has also been marked and the assurance set-forth was noted.

In view of the liability as admitted towards the petitioner and the assurance set-forth in COCP No. 3834 of 2019, no further orders are called for. Needless to say, the payment, which has already been sanctioned, would be released to the petitioner, in accordance with the time frame mentioned in order dated 19.12.2019 in COCP No. 3834 of 2019.

Writ petition is accordingly disposed of.

23.01.2020
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No.