

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr.No.102

Civil Writ Petition No.3928 of 2021 (O&M)

Date of Decision: 26th February, 2021.

Jagsir Singh & Anr.

...Petitioners

Versus

The Pepsu Road Transport Corporation & Others

...Respondents

(Heard through Video-Conferencing)

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. Raj Kaushik, Advocate,
for the petitioners.

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MEENAKSHI I. MEHTA, J. (ORAL)

CM No.3014-CWP of 2021

This application has been moved for placing on record the copies of the legal notices dated 12.02.2020 and 14.02.2020 as Annexures P-7 & P-8 respectively.

Heard. Keeping in view the facts as narrated in this application, the same is allowed and Annexures P-7 and P-8 are taken on the record.

CWP No.3928 of 2021

By way of this petition, both the petitioners have jointly approached this Court for seeking the relief of issuance of a writ in the nature of mandamus directing the respondents to grant and release the interest @ 12% per annum on the amount deposited by them as earnest money in

compliance of the terms and conditions of the Scheme floated for hiring the private buses and retained by the respondents as interest free security and was to be refunded to them on the expiry of the period of the respective lease agreements executed by them, while averring that the same was not so refunded to them and they had to serve legal notices to the respondents earlier, i.e Annexures P-7 and P-8, for seeking the release thereof along-with interest thereon but the respondents had not taken any action qua these legal notices and therefore, they were constrained to file CWPs No.8485 and 8561 of 2020 which were disposed of by this Court vide orders dated 04.08.2020 (Annexure P-4) and 13.07.2020 (Annexure P-5) and thereafter, though the amount of security, so deposited with the respondent-Department, has been refunded to them but their claim for the grant of interest on account of the delay caused in the refund thereof, has not been dealt with by the respondents and now, they have served a fresh legal notice dated 02.01.2021 (Annexure P-6) to respondent No.2 in this regard but in vain.

Notice of motion.

Mr. N.K. Banka, Deputy Advocate General, Punjab, who has joined the proceedings in pursuance of the copies of this petition having been sent to the respondent-State in advance, accepts notice on behalf of all the respondents.

Heard.

Learned counsel for the petitioners submits that the petitioners would be satisfied in case a direction is issued to respondent No.2 to look into and to deal with/decide their said legal notice dated 02.01.2021

(Annexure P-6) within some specific time-frame.

Learned State counsel has no objection for the same.

Keeping in view the above-discussed limited prayer of learned counsel for the petitioners and without commenting upon the merits of the matter in hand, the present writ petition is hereby disposed of with a direction to respondent No.2-Managing Director, Pepsu Road Transport Corporation, Patiala, to look into the said legal notice of the petitioners dated 02.01.2021 (Annexure P-6) and to decide/deal with the same in accordance with law/ Rules, within a period of two months from the date of receipt of the certified copy of this order.

This petition stands disposed of accordingly.

(MEENAKSHI I. MEHTA)
JUDGE

26.02.2021.
seema

Whether speaking/reasoned?	Yes/No
Whether Reportable?	Yes/No