

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

Civil Writ Petition No. 3648 of 2021(O&M)

Date of Decision: August 24 , 2021.

Ram Narain Jain

..... PETITIONER (s)

Versus

State of Haryana and others

..... RESPONDENT (s)

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Ivneet Singh Pabla, Advocate
for the petitioner.

Mr. RKS Brar, Addl.AG, Haryana.

Mr. Satyam Tandon, Advocate
for respondents No.2 to 5.

1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in this writ petition is for directing the respondents to release the payment of ₹22,49,287/- alongwith interest, which is stated to have been illegally deducted from the amount due towards the petitioner on account of penalty imposed under Clause 2 of the contract. The penalty of ₹1,49,69,310/- was subsequently reduced to ₹40,000/- as per order dated 29.09.2020. A sum of ₹63,69,517/-, it is stated, was illegally deducted from the

petitioner's running bills. An amount of ₹41,20,230/- was refunded but ₹22,49,287/- alongwith interest was not released and neither was interest on ₹41,20,230/- given.

Learned counsel for respondents No.2 to 5 submits that the amount in question i.e., ₹22,49,287/- has since been refunded to the petitioner on 28.05.2021.

Learned counsel for the petitioner, on instructions, verifies receipt of the said amount but submits that interest thereon has not been released.

Keeping in view the facts and circumstances of the case, no further order need be passed in this writ petition.

However, the petitioner is at liberty to avail the remedy as may be available to him in respect to his entitlement to interest, if any, in accordance with law.

Writ petition is accordingly disposed of.

Pending applications, if any, stand disposed of accordingly.

August 24 , 2021.
'om'

(**LISA GILL**)
JUDGE

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