

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

**CWP-5020-2021 (O&M)
Date of Decision:03.03.2021**

M/s Sekhon Builders

... Petitioner

Versus

State of Punjab & others

... Respondents

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

Present:- Mr. R.K. Girdhar, 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 claims to be a Contractor.

It is pleaded that the work of Periodic Renwal of PMGSY road Amargarh to Mohali was allotted to the petitioner on 18.12.2019. Copy of the work order has been appended as Annexure P-1.

Short grievance raised in the petition is that inspite of the work having been completed successfully, payment of Rs.38 lakhs approximately has been withheld. It is argued that the action of the respondent/authorities is arbitrary, unfair and unjust as without there being any objection as regards execution of the work, the payment has not been released.

At this stage, counsel submits that he would be satisfied, if the writ petition were to be disposed of with a direction to the concerned authority to examine the claim of the petitioner and to take a final decision within a stipulated time frame.

Submission is found to be just and reasonable.

Without even ascertaining the correctness of the averments made in the petition, I deem it appropriate to dispose of the instant writ petition with a direction to respondent No.5 i.e. the Executive Engineer, Construction Division, PWD, B&R Branch, Malerkotla, District Sangrur to examine the claim of the petitioner against the backdrop of a legal notice dated 11.01.2021 (Annexure P-3) expeditiously and in any case within a period of two months from the date of receipt of a certified copy of this order.

Disposed of.

Needless to observe that in case the payments are found due, the same would be released without any further delay.

03.03.2021

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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|-------------------------------|--------|
| 1. Whether speaking/reasoned? | Yes/No |
| 2. Whether reportable? | Yes/No |