

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

CWP No.5517 of 2021 (O&M)

Date of decision:-09.03.2021

Harminderjit Singh

....Petitioner

versus

The State of Punjab and others

.....Respondents

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

Present:- Mr. Rajesh Kumar Girdhar, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J.(ORAL)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

Petitioner is a contractor.

It has been averred that the work of Construction of Streets in Sainik Vihar, Tallan Road, Ward No.11 in Jalandhar Central Constituency was allotted to the petitioner in December 2015 via allotment letter dated 30.12.2015 (Annexure P-1) issued by the Superintending Engineer, Improvement Trust, Jalandhar. The work is stated to have been commenced on 10.01.2016 and was completed in all respects on 01.04.2016.

The short grievance raised in the petition is that even though payment in lieu of the work executed has been released but the security amount as also earnest money of Rs.2,14,000/- approximately has been withheld and without any justifiable basis

Counsel at this stage makes a submission that a legal notice dated

03.02.2021 (Annexure P-3) has also been served and he would be satisfied if the writ petition were to be disposed of with a direction to the concerned authority to examine the same within a stipulated time frame.

Submission made by counsel is found to be just and reasonable.

In view of the above and without even ascertaining the correctness of the averments made in the petition I deem it appropriate to dispose of the writ petition with a direction to respondent No.3 i.e.the Jalandhar Improvement Trust, Jalandhar, to examine the claim of the petitioner against the backdrop of the legal notice dated 03.02.2021 (Annexure P-3) and to take a decision thereupon expeditiously and in any case within a period of eight weeks from the date of receipt of certified copy of this order.

Needless to observe that if any payments are found due to the petitioner, the same would be released without any further claim

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

09.03.2021

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No