

CWP-7312-2021(O&M)
Date of Decision: 31.03.2021

**Nimriwali Co-op. Labour & Construction
Society Petitioner**

versus

State of Haryana and others Respondents

CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr.Raman B.Garg, 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 Labour & Construction Society.

It has been averred that certain civil works for construction of IPB streets etc. were allotted to the petitioner-society by Municipal Council, Bhiwani.

Short grievance raised in the petition is that inspite of the works having been executed and completed in the years 2017-2018 an amount of Rs.1,47,03,650/- including security amount has not been released.

Counsel submits that on 20.12.2019 Municipal Council, Bhiwani had even issued a cheque bearing no. 028756 amounting to Rs. 1,22,73,113/-in favour of the petitioner-society but on presentation of such cheque the same had been dishonoured.

It is argued that the action of the Municipal Council, Bhiwani which is a State instrumentality is unfair and unjust and the amount in question has been withheld without any justifiable basis.

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

Statement advanced 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 to examine the claim of the petitioner against the backdrop of legal notice dated 12.11.2020 (Annexure P-3) and to take a final decision thereupon expeditiously and in any case within a period of two months from the date of receipt of a certified copy of this order.

Needless to mention that if certain amounts are found due to the petitioner-society, the same shall be released without any further delay.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

31.03. 2021
sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No