

CWP-20486-2021

Date of decision : October 07, 2021

M/s Gurbachan Singh Contractor

.....Petitioner

Versus

The State of Punjab and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr.R.K. Girdhar, Advocate for the petitioner.

Mr. Ayush Sarna, AAG, Punjab.

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 petition is for directing the respondents to release security amount of Rs.12,42,827/- allegedly due towards the petitioner from the respondent - authorities. Petitioner was allotted the work of providing/laying 20 mm thick open graded premix carpet in HouseFed colony, repair and renovation of road in Industrial Area/Growth Centre in Bathinda. It is alleged that security amount due towards the petitioner qua the allotted work is not being released despite completion of work to the satisfaction of the authorities. Defect liability period is also stated to be over. It is further submitted that despite serving legal notice dated 31.08.2021 (Annexure P3) upon the respondents, no action is being taken.

At this stage, learned counsel for the petitioner restricts the prayer for a direction that legal notice dated 31.08.2021 (Annexure P3), be decided by the authorities in a time bound manner.

Notice of motion.

Mr. Ayush Sarna, AAG, Punjab accepts notice on behalf of the respondents and does not raise serious objection to the limited prayer addressed.

Keeping in view the facts and circumstances of this case, but without any expression of opinion on the merits of the matter, this petition is disposed of with a direction to the competent authority to decide legal notice dated 31.08.2021 (Annexure P3), within a period of two months from receipt of certified copy of this order. Amount, if any, found due to the petitioner be released within six weeks thereafter. In case of an order adverse to the petitioner, same be by way of speaking order.

Petition is disposed of accordingly.

October 07, 2021
Rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable: Yes/No