

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

CWP No.20894 of 2021 (O&M)

Date of Decision: 12.10.2021

M/s. Gurinder Singh Contractor

..... Petitioner

V/s.

State of Punjab and Others

.....Respondents

CORAM: HON'BLE MR. JUSTICE M.S. RAMACHANDRA RAO

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

Ms. Ambika Bedi, AAG, Punjab.

M.S. Ramachandra Rao, J. (Oral)

The matter is being taken up through video conferencing due to outbreak of COVID-19 pandemic.

Heard learned counsel for both the parties.

This writ petition has been filed by the petitioner contending that the petitioner has executed certain contract entrusted to it by the respondents. The petitioner had completed the same and the balance payments, as such, have not been released to him. The details of the works entrusted to the petitioner are mentioned in para 2 of the writ petition. The petitioner contends that there is no dispute with regard to the works executed and with regard to the balance amount payable to it. It is further submitted that a representation dated 18.09.2021(Annexure P4) has been given to respondent No.4, seeking payment of the amount due to the petitioner, which has not been disposed of by the said respondent. Learned counsel for

the petitioner has also placed reliance on an order dated 30.09.2021

passed by the co-ordinate Bench of this Court in CWP No.19830 of 2021 wherein in somewhat similar circumstances, the Court had disposed of the writ petition without expressing any opinion on the merits of the matter by giving a direction to the competent authority to consider and decide, on the basis of a legal notice issued by the petitioner within a period of two months and further directed that the payment, if any, found due to the petitioner be released within six months thereafter. Learned counsel for the petitioner seeks similar order.

Notice of motion.

On asking of the Court, Ms. Ambika Bedi, AAG, Punjab, accepts notice on behalf of the respondents and states that she has no objection, if the present writ petition is disposed of, on the same line.

Accordingly, the present writ petition is disposed of with a direction to the respondent No.4 to consider and decide the representation of the petitioner dated 18.09.2021 (Annexure P4) and take appropriate decision on the amounts claimed by the petitioner, by passing a speaking order, within a period of two months from the date of receipt of the certified copy of this order.

It is further directed that the payment, if any, due to the petitioner be released to the petitioner, within a period of six weeks thereafter.

Ordered accordingly.

12th October, 2021

Sonia Puri

(M.S. RAMACHANDRA RAO)
JUDGE