

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

**CWP No. 20639 of 2020 (O&M)
Date of Decision:05.01.2021**

The Love Coop. L & C Society Limited

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Jatinder Nagpal, Advocate for the petitioner.

TEJINDER SINGH DHINDSA J.(Oral)

CM-13995-2020

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

Application is allowed as prayed for. The accompanying copy of the work order dated 07.08.2019 and copy of agreement/contract carrying even date are taken on record at Annexures P-3 and P-4 respectively.

Application disposed of.

Main case

Petitioner is a Labour and Construction Society.

Vide order dated 07.08.2019 (Annexure P-3) the work of construction of IPB road from H/o Salim to Delhi Alwar road in Ward No.4, MC, Nuh was awarded by the Municipal Engineer, Municipal Committee, Nuh.

Precise grievance is that inspite of the work having been completed

to the complete satisfaction of the respondent authorities, the payment in lieu of the work has not been released till date.

Counsel submits that the action of the respondent authorities in having with-held the payment without any justifiable basis is arbitrary and illegal.

Counsel raises a submission that he would be satisfied if directions were to be issued to the respondent authorities to take a final decision on the legal notice (Annexure P-1) that has already been served.

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

In view of the above and without ascertaining the correctness of the averments made in the petition, I deem it appropriate to dispose of the writ petition with a direction to respondents No.3 to 6/competent authority to examine the claim of the petitioner against the backdrop of a legal notice dated 16.09.2020 (Annexure P-1) and to take a final decision thereupon expeditiously and in any case within a period of two months from the date of receipt of the certified copy of this order.

Writ petition disposed of.

Suffice it to observe that in case any payment is found due to the petitioner, the same would be released without any further delay.

(TEJINDER SINGH DHINDSA)
JUDGE

January 05, 2021

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No