

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

232

CWP-1846-2021.

Decided on: August 22, 2022.

THE BUREWAL COOPERATIVE LABOUR AND CONSTRUCTION
SOCIETY LTD

.. Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.. Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

PRESENT Ms. Sheenam Kamboj, Advocate, for
Mr. Dheeraj Mahajan, Advocate,
for the petitioner.

Mr. K.S. Sidhu, Sr. Advocate, with
Mr. Dushyant Sarvesh, Advocate,
for respondent No.3.

VINOD S. BHARDWAJ, J. (ORAL)

The instant writ petition has been filed under Article 226 of the Constitution of India, praying for issuance of writ in the nature of mandamus directing the respondents to release the admitted payments towards the final bill, security amount along with interest.

Written statement on behalf of respondent No.3 by Mr. Anil Chopra, Executive Officer, Municipal Council, Fatehgarh Churian, District Gurdaspur, has been filed. The relevant extract reads thus:-

“1. That this Civil Writ Petition has become infructuous as the replying respondent has made payment of an amount of Rs.3,95,285/- (for both the works) out of the municipal funds (Rs.1,30,774/- + Rs.2,64,511/- = Rs.3,95,285/-) vide Cheque No.002015 dated 28.06.2021

*and nothing is due against the replying respondent.
Hence, the Civil Writ Petition is liable to be dismissed.”*

In view of the aforesaid specific stand taken by the respondent No.3 to the effect that the amount of admitted payment has already been released, no further cause of action survives in the present petition.

Dismissed as not pressed.

August 22, 2022.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking / reasoned
Whether reportable

Yes / No
Yes / No