

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-14896-2022

Date of Decision: 14.07.2022

M/s Jegson Publicity

....Petitioner

VS

Union Territory of Chandigarh and others

....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Akshay Bhan, Sr. Advocate with
Mr. Alok Mittal, Advocate
for the petitioner

Ms. Aakanksha Sawhney, Addl. Standing Counsel with
Mr. Aditya Pal Singla, Advocate
for respondents No. 1 and 3

SUDHIR MITTAL, J. (Oral)

The petitioner was granted Contract dated 16.07.2021 for display of non-illuminated advertisements on the exterior of buses run by the Chandigarh Transport Undertaking. A dispute has arisen regarding advertisement fee payable. According to the Municipal Corporation, Chandigarh a sum of Rs. 2,30,83,200/- is outstanding as on 28.02.2022 whereas according to the petitioner all dues upto March 2022 have been cleared. In this regard reliance is placed upon communication dated 21.04.2022 issued by the Divisional Manager, Chandigarh Transport Undertaking and Director Transport, Union Territory, Chandigarh (Annexure P-15). Further, according to the petitioner, a detailed reply dated 01.02.2022 was submitted to allegation of non-deposit of advertisement fee raised vide communication dated 17.01.2022 and the same has not been considered while issuing demand letter dated 16.03.2022.

It is, thus, evident that a disputed question of fact has arisen. The petitioner alleges that all payments have been made in accordance with the terms

of the contract and the relevant advertisement control orders whereas according to the Municipal Corporation a huge sum of money is outstanding.

Thus, the writ petition is disposed of with a direction to the Municipal Corporation, Chandigarh to consider the reply dated 01.02.2022 in detail and pass a speaking order supported by the terms of the contract/relevant advertisement control orders justifying the demand raised vide communication dated 16.03.2022.

Learned counsel for respondents No. 1 and 3 is directed to inform the Municipal Corporation, Chandigarh.

The needful be done within four weeks from today and till then no precipitative steps will be taken against the petitioner.

14.07.2022
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(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No