

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

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CWP-23864-2022
Date of Decision: 17.10.2022

SAGAR BMS & CONTRACTOR

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

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

Present: Mr. Rajesh Lamba, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The instant petition has been instituted under Articles 226/227 of the Constitution of India, 1950 seeking issuance of a writ in the nature of Mandamus directing the respondent No.6 to look into the representation dated 22.06.2022 (Annexure P-2) and also to respondent No.3 and 6 to look into the representation dated 12.09.2022 (Annexure P-3) submitted by the petitioner seeking release of payment of Rs.48,62,530/- for the material supplied/development work undertaken by the petitioner for Gram Panchayat Neemka, Tehsil Ballabhgarh, District Faridabad.

Learned counsel for the petitioner contends that the petitioner was allotted various works, details whereof have been duly mentioned in paragraph No.2 of the present writ petition. It is further contended that the total costs of said works comes to Rs.48,62,530/- and the details thereof has been duly given in tabulated form in paragraph No.4 of the petition. Learned counsel for the petitioner further contends that the petitioner made numerous requests to the respondent Authorities but the amount in question has not been paid till date. He further contends that the petitioner submitted a

representation dated 22.06.2022 (Annexure P-2) to respondent No.6 and another representations dated 12.09.2022 (Annexures P-3 and P-4) before respondents No.3 and 6 for making the payment, but the payment has not been made till date.

Notice of motion.

Mr. Pankaj Mulwani, DAG, Haryana, who is present in Court, accepts notice on behalf of respondents No.1 to 5 and prays for time to complete instructions and file response.

Mr. Vivek Chauhan, Addl. A.G., Haryana, by virtue of his assignments is also on the panel of all the statutory corporations and bodies of the Government of Haryana and as such, on the asking of the Court, he accepts notice on behalf of respondent No.6 and prays for time to complete instructions and file response.

Learned counsel for the petitioner submits that at this juncture, he would be satisfied if the respondents are directed to consider and decide the representations dated 22.06.2022 (Annexure P-2) and representations dated 12.09.2022 (Annexure P-3 and P-4) in a time bound manner.

Both learned State counsel did not oppose the innocuous prayer made by the learned counsel for the petitioner.

Accordingly, in view of the above, the present petition is disposed of while directing the respondents No.3 and 6 to consider and decide the representations dated 22.06.2022 (Annexure P-2) and representations dated 12.09.2022 (Annexure P-3 and P-4) by passing a reasoned and speaking order within a period of three months from the date of receipt of certified copy of this order.

Needless to mention that upon considering the said representations, if any amount is found due and payable to the petitioner, the same shall be disbursed within a further period of three months.

17.10.2022
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*