

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

120

CWP-23943-2022

Date of decision: 18.10.2022

SOHAN LAL

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Mr. Sandeep Siwach, Advocate
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana
for respondents No.1 and 2.

Mr. Vivek Chauhan, Addl. A.G. Haryana
for respondent No.3.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Articles 226/27 of the Constitution of India for seeking issuance of writ in the nature of Mandamus for directing the respondents to make the due payment to the petitioner for the labour provided for and engaged in the development of Community Centre, Welcome Gate etc. in village Sultanpur.

Learned counsel appearing on behalf of the petitioner contends that during the tenure of 2015-2020, the Sarpanch had constructed one Community Center and Welcome Gate of the village for which the material has been purchased from various firms and the petitioner provided labour engaged in the development work. The details for the payment of the works along with the date of the work carried out by the petitioner is as under:

Month-Year Resolution	of Amount
06-2020	Rs. 130530
07-2020	Rs. 2920
08-2020	Rs. 32940
08-2020	Rs. 2510
08-2020	Rs. 3330
08-2020	Rs. 4560
08-2020	Rs. 1810
08-2020	Rs. 9170
08-2020	Rs. 1050
08-2020	Rs. 1870
09-2020	Rs. 67160
Total	Rs. 257850/-

He contends that the petitioner would be satisfied at this stage in case the Legal Notice dated 01.09.2022 (Annexure P-5) is directed to be adjudicated upon by the respondent No.3 i.e. Block Development and Panchayat Officer, Barwala, District Panchkula.

Notice of motion.

Mr. Pankaj Mulwani, DAG, Haryana appears and accepts notice on behalf of respondent No.1 and 2.

Mr. Vivek Chauhan, who is the Additional Advocate General Haryana and would thus be on the panel of all statutory Board and Corporations of the State of Haryana has been requested to accept notice on behalf of the respondent No.3-Block Development and Panchayat Officer, Barwala, District Panchkula for the Gram Panchayat, Sultanpur.

He accepts notice on the asking of the Court on behalf of the Block Development and Panchayat Officer, Barwala, District

Panchkula.

Learned counsel appearing on behalf of the respondents have no objection to the aforesaid prayer of direction being allowed as prayed for.

Accordingly, the present petition is disposed of without commenting on the merits and sustainability of the claim, with a direction to respondent No.3-Block Development and Panchayat Officer, Barwala, District Panchkula to look into the Legal Notice dated 01.09.2022 (Annexure P-5) submitted by the petitioner and to pass a reasoned and a speaking order thereupon within a period of 03 months of receipt of a certified copy of this order, after granting opportunity of hearing to the respective parties.

Needless to mention that in the event any amount is found payable, the same shall be released forthwith and preferably within a period of 03 months of such a decision taken by the respondent-authorities.

The petition is accordingly disposed off.

(VINOD S. BHARDWAJ)
JUDGE

OCTOBER 18, 2022

Vishal sharma

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