

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

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CWP-24224-2022

Date of decision: 20.10.2022

M/S P P ENTERPRISES

.....Petitioner

VERSUS

THE STATE OF PUNJAB AND OTHERS

.....Respondents

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

Present:- None.

VINOD S. BHARDWAJ, J. (Oral)

The instant writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of writ or order in the nature of Mandamus directing the respondents to release the balance payment of Rs. 1,64,26,087/- including security, earnest money and withheld amount for various works claimed to be executed by the petitioner.

A perusal of the petition shows that the petitioner claims to have executed various works assigned to it from time to time through different work order. Details of the said works that have been executed and undertaken by the petitioner-Contractor have been set out in para No.2 of the present writ petition. It is also stated that the bills qua the said works already stand approved by the competent authority (Annexure P-2), however, the payment is still being withheld. No reasons can be assigned for such illegal detention of the money qua the works executed and bills approved have been assigned. Resultantly, the

petitioner had served the respondents with a legal notice dated 12.09.2022 (Annexure P-3).

Local Bar Association is abstaining from work today.

However taking into consideration the circumstances set out in the present petition and the fact that a legal notice has already been served by the petitioner to respondent No.3-Municipal Corporation, Jalandhar through its Commissioner, it is deemed appropriate at the first instance to dispose of the present petition with a direction to respondent No.3-Municipal Corporation, Jalandhar through its Commissioner to examine the grievance espoused by the petitioner in the Legal Notice dated 12.09.2022 (Annexure P-3) and to pass a reasoned and speaking order thereupon within a period of 03 months of the receipt of certified copy of this order after affording an 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 being taken by the respondent-authorities.

The petition is accordingly disposed of.

(VINOD S. BHARDWAJ)
JUDGE

OCTOBER 20, 2022

Vishal sharma

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