

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

124

CWP-25784-2022

Date of decision: 14.11.2022

M/S KISCON CONSTRUCTIONS

.....Petitioner

VERSUS

THE STATE OF PUNJAB AND OTHERS

.....Respondents

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

Present:- Mr. Chirag Girdhar, Advocate
for the petitioner.

Ms. Niharika Sharma, AAG, Punjab
for respondents.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Articles 226/227 of the Constitution of India for the issuance of a writ in the nature of mandamus directing the respondents to release the due payment of Rs.8,92,187/- qua the works executed by the petitioner alongwith interest @ 12% per annum.

Learned counsel appearing on behalf of the petitioner contends that the petitioner was allotted work of Repair of Link Road Saprai to Dewali to Jamsheer under NABARD-XIX in District Jalandhar and the same have also been completed. However, the balance payment amount to Rs.8,92,187/-/- qua works satisfactorily executed has not been released to the petitioner.

It is contended that the bills with respect to the aforesaid

work have already been sent to the respondent and several representations have been made by the petitioner to the respondent No.5-Executive Engineer, Provincial Division, Public Works Department, B & R Branch, Jalandhar Cantt.

Learned counsel appearing on behalf of the petitioner contends that he would be satisfied at this juncture in case the respondent No.5-Executive Engineer, Provincial Division, Public Works Department, B & R Branch, Jalandhar Cantt. is directed to look into the representation dated 23.06.2022 (Annexure P-3) and to pass a reasoned and speaking order thereupon in a time bound manner.

Notice of motion.

Ms. Niharika Sharma, AAG, Punjab appears and accepts notice on behalf of respondents and she has no objection in the event such prayer of the petitioner as aforesaid is accepted.

Accordingly, the present petition is disposed of with consent and without commenting on the merits of the claim, with a direction to respondent No.5-Executive Engineer, Provincial Division, Public Works Department, B & R Branch, Jalandhar Cantt. to examine the grievance espoused by the petitioner in the representation dated 23.06.2022 (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

NOVEMBER 14, 2022

Vishal sharma

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