

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

**141**

**CWP-26729-2022**

**Date of decision: 22.11.2022**

THE SONGAL SARAL COOPERATIVE L AND C SOCIETY  
LTD

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

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Present:- Mr. Ivneet Singh Pabla, Advocate  
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.  
for respondent No.1.

Mr. Vivek Chauhan, Addl. A.G. Haryana.  
for respondents No.2 to 5.

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**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.53.14 lakhs qua the work executed by the petitioner alongwith interest @ 24% per annum.

Learned counsel appearing on behalf of the petitioner contends that the petitioner was allotted work for 'Laying Underground Pipeline of water course at outlet RD-44955-R, Rajound Distributory (Extension) under BCC-II Project, and the assigned work was duly completed by the petitioner. However, the payment of bills qua the

work executed by the petitioner amounting to Rs.53.14 lakhs has not been released to the petitioner.

It is further contended that the bills with respect to the aforesaid work have already been sent to the respondents and several representations have been made by the petitioner including the representation submitted on 09.11.2022 (Annexure P-9) to the respondent No.2-Administrator, M.I.C.A.D (Micro Irrigation Command Area Development Authority, Sector-5, Panchkula.

Learned counsel appearing on behalf of the petitioner contends that he would be satisfied at this juncture in case the No.2-Administrator, M.I.C.A.D (Micro Irrigation Command Area Development Authority, Sector-5, Panchkula is directed to look into the representation dated 09.11.2022 (Annexure P-9) and to pass a reasoned and speaking order thereupon in a time bound manner.

Notice of motion.

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

Mr. Vivek Chauhan, Addl. A.G. Haryana 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 respondents No.2 to 5. He accepts notice on the asking of the Court on behalf of respondents No.2 to 5.

Learned counsel appearing on behalf of respondent No.2 to 5 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.2-Administrator, M.I.C.A.D (Micro Irrigation Command Area Development Authority, Sector-5, Panchkula to examine the grievance espoused by the petitioner in the representation dated 09.11.2022 (Annexure P-9) 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 22, 2022

*Vishal sharma*

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