

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

126

CWP-27751-2022

Date of decision:05.12.2022

DAVINDERPAL SINGH BEDI AND OTHERS

.....Petitioner

VERSUS

THE PEPSU ROAD, TRANSPORT CORPRATION

.....Respondents

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

Present:- Mr. Adwiteya Grover, Advocate
for the petitioner.

Mr. Abhilaksh Gaiind, Standing Counsel
for the respondent-PRTC.

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 make the payment of lease charges on fortnightly basis as per Clause 18 of the Scheme to the petitioners for providing buses on lease to Punjab Road Transport Corporation alongwith interest @ 18% per annum.

Learned counsel appearing on behalf of the petitioner contends that the petitioners are operating buses under the kilometer scheme with the respondent-Pepsu Road Transport Corporation. As per agreement executed between the petitioner and Corporation, the petitioner provided new buses to the respondent-Corporation and the

Corporation is operating these Buses on various routes. However, the lease money is not being released by the Corporation to the petitioner w.e.f. 16.11.2020 till date on the grounds of shortage of funds.

It is further contended that several representations have been made by the petitioner to release the lease amount in lieu of the buses provided of the petitioner.

Learned counsel appearing on behalf of the petitioner contends that he would be satisfied at this juncture in case the respondent-PRTC is directed to look into the grievance espoused in the present petition and to pass a reasoned and speaking order thereupon in a time bound manner.

Notice of motion.

Mr. Abhilaksh Gaiind, Standing Counsel appears and accepts notice on behalf of respondent-PRTC and has no objection in the event such prayer of the petitioner as aforesaid is accepted.

Be that as it may, it would be appropriate at this juncture to dispose of the present petition instead of seeking response. The present petition is accordingly disposed of without commenting on the merits of the present case with a direction to the respondent-PRTC to decide the said representation and also to treat the present writ petition as a representation and the same shall be decided expeditiously by the competent authority preferably within a period of 03 months from the date of filing of the such claim/representation, after granting 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

DECEMBER 05, 2022

Vishal sharma

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