

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

112

**CWP-28188-2022
Date of decision: 13.12.2022**

BRAR ELECTRICALS THROUGH
ITS PARTNER KULDEEP SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

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

Present:- Mr. L.S. Sekhon, Advocate
for the petitioner.

Ms. Niharika Sharma, AAG, Punjab
for respondents No.1.

Ms. Kanika Ahuja, Advocate
for respondent No.2 to 7.

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. 12,58,000/- along with security payment and interest qua the works executed by the petitioner.

Learned counsel appearing on behalf of the petitioner contends that the petitioner is an electrical contractor and was allotted work order No.49 dated 14.09.2018 regarding shifting meters from consumer premises

at various places in Amritsar” and the same was completed satisfactorily. However, the total payment of Rs. 12,58,000/- qua works satisfactorily executed by the petitioner has not been released so far.

It is contended that the bills with respect to the aforesaid work and representations have already been sent by the petitioner to the respondent-authorities including Legal Notice dated 01.11.2022 (Annexure P-6) for release of the aforesaid amount.

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, Punjab State Power Corporation Ltd., Sub Division Gopal Nagar, Amritsar, District Amritsar is directed to look into the Legal Notice dated 01.11.2022 (Annexure P-6) 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 No.1.

Ms. Kanika Ahuja, Advocate appears and accepts notice on behalf of respondents No.2 to 7 and 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, Punjab State Power Corporation Ltd., Sub Division Gopal Nagar, Amritsar, District Amritsar to examine the grievance espoused by the petitioner in the Legal Notice dated 01.11.2022 (Annexure P-6) 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

DECEMBER 13, 2022

Vishal Sharma

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No