

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

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**CWP-28541-2022
Date of decision: 12.12.2022**

GURBAX SINGH

.....Petitioner

VERSUS

PUNJAB STATE POWER CORPORATION LIMITED & OTHERS

....Respondents

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

Present:- Ms. Sharuti Sandal, Advocate for
Mr. R.S. Manhas, Advocate
for the petitioner.

Mr. Kunal Garg, Advocate
for respondents-PSPCL.

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 remaining bill amounting to Rs.1,52,128/- and an amount of Rs. 41,966/- as security and EMD of Rs. 38,000/- total amounting to Rs. 2,32,094/- qua the work of extension of S.H.B. at 66 K.V.S./S Chaunta (16/CCM/2014-15) executed by the petitioner alongwith interest @ 18 per annum.

Learned counsel appearing on behalf of the petitioner contends that the petitioner was allotted work of extension of S.H.B. at 66 K.V.S./S

Chaunta (16/CCM/2014-15) and the same have also been completed within time. However, the balance payment of Rs. 2,32,094/- including security amount of Rs. 41,966/- and EMD amount of Rs. 38,000/- 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-authorities and representation dated 03.03.2022 (Annexure P-4) has been made by the petitioner to the respondent No.3-Additional Superintending Engineer, Civil Construction and Maintenance Division (South Zone), Punjab State Power Corporation Limited, Patiala.

Learned counsel appearing on behalf of the petitioner contends that he would be satisfied at this juncture in case the respondent No.3-Additional Superintending Engineer, Civil Construction and Maintenance Division (South Zone), Punjab State Power Corporation Limited, Patiala is directed to look into the representation dated 03.03.2022 (Annexure P-4) and to pass a reasoned and speaking order thereupon in a time bound manner.

Notice of motion.

Mr. Kunal Garg, Advocate entered appearance and accepts notice on behalf of respondent-PSPCL. He 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.3-Additional Superintending Engineer, Civil Construction and Maintenance Division (South Zone), Punjab State Power Corporation Limited, Patiala to examine the grievance espoused by the petitioner in the representation dated 03.03.2022 (Annexure P-4) 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 12, 2022

Vishal Sharma

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