

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

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CWP-35541-2019 (O&M).

Date of Decision: 01.12.2022.

**M/s Friends Construction Company
VERSUS**

..Petitioner

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.

VINOD S. BHARDWAJ, J. (ORAL)

The instant writ petition has been filed under Articles 226/227 of the Constitution of India, 1950 praying for issuance of a writ in the nature of mandamus directing the respondents to make the payment of Rs.1,70,000/- including security qua the work of providing and installing Tubewell.

Short reply on behalf of respondents is already on record wherein the respondents have taken the objection to the claim raised by the petitioner and it has been averred that whatever amount was payable that already stands remitted and the claim in the present petition has been raised without any due liability.

Reliance is also placed on Clause 25-A of the agreement which provides that in case of any dispute between the parties, the same shall be decided through arbitration.

In view of disputed questions of fact involved in the present petition, learned counsel for the petitioner does not press the instant petition so as to enable the petitioner to take recourse to the alternative remedies available to the petitioner in accordance with law.

Disposed of as withdrawn with liberties as aforesaid.

December 01, 2022.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking / reasoned : Yes / No

Whether reportable : Yes / No