

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

108

CWP-11023-2023  
Date of decision: 18.10.2023

SHYAM LAL @ SHYAMM LAL

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

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Present:- Ms. Veena Hooda, Advocate  
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana  
for the respondents.

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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 security amount as well as the payment of the enhanced work executed by the petitioner.

Learned counsel for the petitioner contends that the work regarding construction of Government Veterinary Hospital at Village Tigrana in Bhiwani District (including Boundary Wall, PH & EI Works) app. Cost Rs. 35,55,188/- as per FS vide Memo No. 5727 dated 18.05.2018 has been allotted to the petitioner in the year 2018. The petitioner has completed the said work well within the stipulated time. The respondent No.3 after satisfied with the work executed by the petitioner asked the

petitioner for additional work of gate and boundary wall as well, which the petitioner had executed, on the assurance given the respondents-authority but the payment of the additional enhanced work and other bills has not been paid to the petitioner by the respondent-authority till date. The petitioner approached the respondents for a number of times, but nothing fruitful could be fetched. Thereafter, the petitioner sent a representation dated 31.08.2022 (Annexure P-1) including reminder letter dated 22.09.2022 to the respondent No.3-the Executive Engineer-Public Works Department (Building and Roads), Bhiwani but the respondents neither responded to the same nor did they make the payment of outstanding amount to the petitioner.

Notice of motion.

Mr. Pankaj Mulwani, DAG, Haryana appears and accepts notice on behalf of respondents.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.3 -the Executive Engineer-Public Works Department (Building and Roads), Bhiwani is directed to consider and decide the representation dated 31.08.2022 (Annexure P-1) in a time bound manner.

Learned counsel for the respondents does not oppose the prayer made by learned counsel for the petitioner.

Accordingly, in view of the above, with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.3-the Executive Engineer-Public Works Department (Building and Roads), Bhiwani to consider and decide the representation dated 31.08.2022 (Annexure P-1) by passing a reasoned and speaking order after affording an

opportunity of hearing to the respective parties within a period of three months from the date of receipt of certified copy of this order.

Needless to mention that upon considering the said representation, if any amount is found due and payable to the petitioner, the same shall be disbursed in his favour within a further period of three months.

Petition stands disposed of accordingly.

OCTOBER 18, 2023  
*Vishal Sharma*

(VINOD S. BHARDWAJ)  
JUDGE

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