

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

218

CWP-17132-2017
Date of Decision: 02.05.2023

M/S HARDEV SINGH AND COMPANY THROUGH
ITS PROP JALANDHAR SINGH

... Petitioner

VERSUS

STATE OF PUNJAB & ORS

... Respondents

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

Present: Mr. P.K.S. Phoolka, Advocate
for the petitioner.

Mr. Avinit Avasthi, Asstt. AG, Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

The present petition has been filed for seeking issuance of directions to respondents No.1, 5 and 6 for releasing the payment due towards the petitioner for the work done by the petitioner as the same has been illegally withheld/delayed.

Written statement on behalf of the respondents had been filed wherein it was stated that the petitioner has not disclosed certain facts. It has also been averred that the work in question was to be completed within a period of nine months and that the petitioner had not executed the entire work within the stipulated time period. It is further averred that as a matter of fact, the petitioner has already received excess amount and that there is no other amount payable to the petitioner; rather recovery is to be effected from him.

No rejoinder/replication has been filed by the petitioner to controvert the above factual aspects.

In view of the aforesaid response and considering that the disputed questions of facts are being raised in the present petition, the same is hereby dismissed with liberty to the petitioner to take recourse to the alternative remedies that are available to him in accordance with law as no ground for invoking the extraordinary writ jurisdiction arises with this Court at this stage.

Dismissed accordingly.

02.05.2023
rajender

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No