

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

108+213

**CM-2622-CWP-2023 IN/AND
CWP-21588-2017 (O&M)
Date of Decision: 16.02.2023**

M/S S.K. CONSTRUCTION COMPANY

... Petitioner

VERSUS

STATE OF PUNJAB AND ORS

... Respondents

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

Present: None for the petitioner.

 Mr. Vishnav Gandhi, DAG, Punjab.

 Mr. Vishal Handa, Advocate
 for respondent No.4.

VINOD S. BHARDWAJ, J. (ORAL)

CM-2622-CWP-2023

 This is an application for placing on record the copy of affidavit
of Pankaj Garg, Partner of the petitioner firm M/s S.K. Construction Company.

 For the reasons mentioned in the application, the same is allowed
subject to all just exceptions.

 The affidavit is ordered to be taken on record.

 Registry is directed to tag the same at appropriate place of the
paper book and page mark the same.

MAIN CASE

 The present petition has been filed under Articles 226/227 of the
Constitution of India, 1950 for issuance of a writ in the nature of Mandamus
directing the respondents to release the balance payment amounting to
Rs.56,06,592/- alongwith security amount of Rs.29,82,470/- qua the works
executed by the petitioner company.

An application bearing No.CM-2622-CWP-2023 has been filed by the respondent No.4-Municipal Council, Sangrur as per which, the entire balance amount of the petitioner has already been remitted in his favour. An affidavit of the petitioner has also been attached alongwith the said application.

There is no representation on behalf of the petitioner today.

However, in view of the affidavit filed by respondent No.4-Municipal Council, Sangrur, which is duly supported by an affidavit of the Executive Officer, Municipal Council, Sangrur, the present petition is hereby disposed of as having been rendered infructuous.

Liberty is, however, granted to the petitioner to seek revival of the present petition, in case the aforesaid affidavit is found to be incorrect.

16.02.2023.
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No