

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

237

CWP-25417-2019

Date of Decision: 11.07.2023

M/S V.K. BUILDERS

... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

... Respondents

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

Present: None for the petitioner.

Mr. Saurav Verma, Addl. A.G., Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

The instant petition has been instituted under Articles 226/227 of the Constitution of India, 1950 seeking issuance of a writ in the nature of Mandamus directing the respondents to pay interest on account of delay in disbursement of the payment qua works executed by the petitioner.

There is no representation on behalf of the petitioner today. However, the learned State Counsel has pointed out that the matter relates only to payment of interest on delayed payments.

This Court has already passed numerous orders wherein the petitioner(s) have withdrawn their respective cases with liberty to seek their alternative remedies before the Civil Court.

In the present case also, the petitioner has alternative efficacious remedy of approaching the Civil Court for seeking the aforesaid relief since various judgments of the High Court have held the petitioners (in the concerned petitions) to be entitled for interest in the cases where there is an inexplicable

delay in release of the due payment. The petitioner herein would also be at liberty to raise all such pleas before the Civil Court and/or any other competent Forum/Authority in appropriate proceedings and at appropriate stage.

Accordingly, without commenting anything on the merits of the case, the present petition is disposed of with the liberty to the petitioner as aforesaid.

JULY 11, 2023
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No