

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

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CWP-24518-2021

Date of Decision: 22.03.2023

MOHINDER SINGH

... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

... Respondents

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

Present: Mr. Dheeraj Mahajan, Advocate
for the petitioner.

Ms. Niharika Sharma, AAG, Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

The present petition has been filed for seeking quashing of order dated 27.09.2020 (Annexure P-6) passed by respondent No.3, whereby the claim of the petitioner for grant of interest on delayed payment of Rs.2,48,51,156/- has erroneously been rejected, with a further prayer for issuing directions to the respondents to pay interest @ 18% per annum on the above mentioned delayed payment.

Admittedly, the matter relates to grant of interest on delayed payment qua the works executed by the petitioner.

Learned counsel for the petitioner, however, fairly submits that the petitioner is willing to withdraw the present petition enabling him to avail 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 also seeks liberty to raise all such pleas before the Civil Court and/or any other competent Forum/Authority in appropriate proceedings and at appropriate stage.

The aforesaid prayer is not opposed by the learned counsel for the respondents.

Accordingly, without commenting anything on the merits of the each case, the present petition is disposed of as withdrawn with the liberty as aforesaid.

22.03.2023
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(VINOD S. BHARDWAJ)
JUDGE

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