

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

119

CWP-23115-2023 (O&M).
Date of Decision: 12.10.2023.

GURWINDER SINGH DHILLON

.. Petitioner

Versus

THE STATE OF PUNJAB AND OTHERS

... Respondents

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

Present: Mr. Chirag Girdhar, Advocate,
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The instant petition has been preferred by the petitioner seeking issuance of an appropriate writ in the nature of Mandamus directing the respondents to release the due payment of Rs.66,58,780/- qua the work of Augmentation of Water Supply Scheme, Basti Kesar Singh, Block Guruharshai, District Ferozepur (Under NABARD-XXIII/JJM) executed by the petitioner along with interest @ 12% per annum.

Learned counsel for the petitioner contends that the aforesaid work allotted to the petitioner vide allotment letter No.07 dated 05.01.2022 (Annexure P-1) stands successfully executed, however, the payment against the execution of the aforesaid work has not been released yet, even though the final bills submitted by the petitioner already stand approved by the competent authority. He contends that in this regard, a representation dated 26.07.2023 (Annexure P-3) has been sent by the petitioner and that despite a lapse of about 03 months since the date of the representation neither any

decision has been taken thereupon nor has the due and undisputed payment been released by the respondents. He further contends that he would be satisfied in case the respondent-authorities are directed to look into the legal notice and the grievance espoused by the petitioner therein and a speaking order is passed thereupon in accordance with law and in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Sanjay Sabharwal, Addl. A.G. Punjab, who is present in Court, accepts notice on behalf of the respondents and he has no objection to the aforesaid prayer being granted.

Accordingly, with the consent of the parties and without commenting upon the merits of the case, the present petition is disposed of and the respondent No.5 - the Executive Engineer, Water Supply and Sanitation Division No.2, Feozepur, is directed to take note of the representation dated 26.07.2023 (Annexure P-3) sent by the petitioner and to pass a reasoned and speaking order thereupon in accordance with law and preferably within a period of three months from the date of receipt of certified copy of this order.

Needless to mention that in the event the entitlement of the petitioner being established as per law, the payment due to the petitioner shall be released expeditiously and preferably within a further period of three months.

Petition stands disposed of accordingly.

October 12, 2023
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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