

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

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**CWP-24134-2023
Date of decision: 20.10.2023**

M/S RENU SHARMA (GOVT. CONTRACTOR)Petitioner

VERSUS

MUNICIPAL CORPORATION CHANDIGARH AND OTHERS
.....Respondents

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

Present: - Mr. H.S. Saini, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

Prayer made in the present writ petition is for seeking issuance of directions to the respondents to release the payment for the works executed by the petitioner.

Counsel for the petitioner contends that the petitioner is enlisted as “Class D” Contractor by the Government of Himachal Pradesh as well as the respondents and that it has executed various works with the Municipal Corporation, Chandigarh that were allotted to the petitioner in the due process of law. Despite the petitioner having successfully executed the works mentioned below, the due payments have not been released. The details of the same are as under:

“i) Construction of "Neki Ki Dewar" in Community Centres in Chandigarh vide Award Letter No. 97 dated 24.02.2021 under Addressee No. 3 amounting to Rs. 2,03,265/-.

ii) Providing of various Electrical and Miscellaneous Components required at 30 MGD, MBBR, STP, Diggian vide Award Letter No. 7303 dated 21.09.2020 under Addressee No. 4, amounting to Rs. 122201/-.

iii) Providing and fixing of 6" i/d D.I. Pipe Line at Mango Garden at Sector-29 Chandigarh and making connection with 16" i/d Pipe Line at Mango Garden Chandigarh vide Award Letter No. 1655 dated 18.02.2021 under Addressee No. 4, amounting to Rs. 2,72,812/-.”

There had been no complaint with regard to the satisfactory execution of work, however, as the demand was not received, the petitioner served a notice on the respondents, however, no decision has been taken thereupon. He contends that he would be satisfied at this juncture in case the respondents were directed to decide the legal notice dated 28.08.2023 issued by the petitioner.

In view of the order which this Court proposes to pass, serving of notice on respondents is dispensed with at this stage.

Without commenting on the merits of the case and taking into consideration the prayer made by the counsel for the petitioner, the present writ petition is disposed of at this stage directing the respondent No.2-Chief Engineer, Municipal Corporation, Chandigarh within a period of 03 months of the receipt of certified copy of this order and after granting an opportunity of hearing to the respective parties.

Needless to mention that in the event of any amount being found payable to the petitioner upon such adjudication, the same shall be released to him within a period of 03 months thereafter.

The writ petition is disposed of.

(VINOD S. BHARDWAJ)
JUDGE

OCTOBER 20, 2023
Vishal Sharma

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No