

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

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**CWP-30107-2022 (O&M).
Date of Decision: 11.01.2023.**

M/s Hanuman Trading Company

.. Petitioner

Versus

**Haryana State Federation of Consumers Cooperative Wholesale Stores
(CONFED) and another**

... Respondents

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

Present: Mr. Dhiraj Chawla, 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 security amount of Rs.16,80,000/- as well as the bills of April and September 2022 to the tune of Rs.8,56,408/- and Rs.5,87,000/- respectively qua the transportation contract executed by the petitioner.

The petitioner claims that the work of transportation and doorstep delivery of goods and commodities under different Schemes as per the tender Agreement (Annexure P-1) allotted to the petitioner stands successfully executed, however, the payment against the execution of the aforesaid transportation and delivery of goods and commodities 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 legal notice dated 04.11.2022 (Annexure P-9) has been sent by the petitioner and that despite a lapse of more than 2 months since the date of the legal notice 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.

Mr. Vivek Saini, Advocate, enters appearance and accepts notice on behalf of 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.2 - the District Manager, Haryana State Federation of Consumers Cooperative Wholesale Stores (CONFED) District Administrative Complex, Mewat, Haryana, is directed to take note of the legal notice dated 04.11.2022 (Annexure P-9) 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.

January 11, 2023

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(VINOD S. BHARDWAJ)

JUDGE

Whether speaking/reasoned

Whether reportable

: Yes/No

: Yes/No