

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

228

**CWP-35082-2019 (O&M).
Date of Decision: 10.10.2023.**

RAHAT HUSSAIN THROUGH LRS

.. Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

... Respondents

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

Present: Mr. A.S. Barnala, Advocate,
for the petitioner.

Ms. Niharika Sharma, AAG, Punjab.

Ms. Deepali Puri, Advocate, for respondent No.2.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer made in the present writ petition is for seeking directions to the respondents to release payment of Rs.7,30,758/- which was claimed to be pending towards the respondent on account of material supplied by him.

Counsel for the respondent No.2 has made a reference to the response filed on behalf of respondent No.2 i.e. the Municipal Council, Sangrur, wherein they have submitted that a sum of Rs,3,91,241/- was found to be due towards the petitioner and the same has been released vide cheque No.00062 dated 17.09.2020 and that there is no other payment which the respondents acknowledged to be payable to the petitioner. The same has been stated to be a disputed question of fact.

Learned counsel appearing for the petitioner submits that even though the respondents contend that the issue pertaining to the balance payment is a disputed question of fact, however, no reasons have been assigned by the respondents for disputing the said claim. He submits that he would be satisfied in case, the respondents pass an order giving details as to how the above said amount has been computed and what are the disputes pertaining to the balance amount.

Counsel for the respondents have no objection to the same.

Accordingly, with the consent of the parties and without commenting upon the merits of the case, the present petition is disposed of with a direction to respondent No.2 to pass a speaking order with respect to the claim raised by the petitioner about the balance amount giving the details as to the reasons for which the above said amount is disputed.

The needful be done within a period of four months from the date of receipt of certified copy of this order after granting an opportunity of hearing to the respective parties.

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 four months.

Petition stands disposed of accordingly.

October 10, 2023
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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