

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

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**CWP-26008-2023
Date of decision: 20.11.2023**

LOTUS DEFENCE AND AEROSPACE TECHNOLOGIES PRIVATTE LTD

.....Petitioner

VERSUS

UNION OF INDIA AND OTHERS

.....Respondents

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

Present:- Mr. R. Kartikeya, Advocate,
Ms. Ridhi Bansal, Advocate and
Ms. Sidhi Bansal, Advocate
for the petitioner.

Mr. Gaurav Pathak, Senior Panel Counsel
for respondents-Union of India.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed under Articles 226/227 of the Constitution of India for the issuance of a writ in the nature of mandamus directing the respondents to release the payment of Rs. 2,99,99,970/- qua the Hand Held Search Lights supplied by the petitioner, alongwith interest @ 18% till the actual payment.

Learned counsel for the petitioner contends that the petitioner is a private company and manufacturing of wide range of safety and security equipments in India. The petitioner Company has supplied 405 pieces of

Hand Held Search Lights at total price of Rs. 2,99,99,970/- to the respondents as per buyer order No. GEMC-511687762599004 (Annexure P-8) but the aforesaid payment has not been released by the respondents-authorities. The petitioner approached the respondents-authorities and gave repeated reminders to the respondents for releasing of the aforesaid amount but the respondents have neither remitted any payment and nor assigning any reason or response to the repeated reminders preferred by the petitioner.

Notice of motion.

Mr. Gaurav Pathak, Senior Panel Counsel appears and accepts notice on behalf of respondents-Union of India. .

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.4 –the Inspector General of Police, North Western Sector, C.R.P.F. Hqr NW Sector, Hallomajra, Chandigarh is directed to consider and decide the representations (Annexure P-21 to P-32) in a time bound manner.

Learned counsel for the respondents does not oppose the prayer made by learned counsel for the petitioner.

Accordingly, in view of the above, with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.4 –the Inspector General of Police, North Western Sector, C.R.P.F. Hqr NW Sector, Hallomajra, Chandigarh to consider and decide the representation (Annexure P-21 to P-32) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of three months from the date of receipt of certified copy of this order.

Needless to mention that upon considering the said

representation, if any amount is found due and payable to the petitioner, the same shall be disbursed in his favour within a further period of three months.

Petition stands disposed of accordingly.

NOVEMBER 20, 2023
Vishal Sharma

(VINOD S. BHARDWAJ)
JUDGE

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