

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

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CWP-27520-2023 (O&M).
Date of Decision: 07.12.2023.

JAGJIT 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.25,59,500/- including security qua the work of construction of Roads/Streets with Providing and Laying 20 mm thick open graded premix carpet in various streets of Partap Nagar executed by the petitioner along with interest @ 12% per annum.

Learned counsel for the petitioner contends that the petitioner was allotted the work of construction of Roads/Streets with Providing and Laying 20 mm thick open graded premix carpet in various streets of Partap Nagar vide allotment letter dated 04.11.2019 which has been appended with the present petition as Annexure P-1. He submits that the aforesaid work stands successfully executed, however, the payment against the execution of

the work and security amount 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 06.10.2023 (Annexure P-3) has been sent by the petitioner, however, 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. Teevar Sharma, AAG, Punjab, accepts notice on behalf of respondents No.1 to 3 and Mr. Saurav Verma, Addl. A.G., Punjab, who by virtue of his assignment is also on the panel of all the statutory corporations and bodies of the Government of Punjab, is directed to and accepts notice on behalf of respondents No.4 to 6-Improvement Trust, Bathinda, and they have 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 Officer, Improvement Trust, Bathinda, is directed to take note of the legal notice dated 06.10.2023 (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.

December 07, 2023
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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