



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

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CWP-1139-2024 (O&M)

Date of decision: 06.09.2024

Rajiv Kumar Aggarwal Builders and Contractors

...Petitioner

VERSUS

The State of Punjab and others

...Respondents

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

Present :- Mr. P.S. Rana, Advocate for the petitioners.

Mr. Aditya Sharda, DAG Punjab.

VINOD S. BHARDWAJ, J. (Oral)

1. The instant petition has been preferred by the petitioner seeking issuance of an appropriate writ especially in the nature of Mandamus directing the respondents to release the admitted due payment of Rs. 2,95,75,788/- comprising of 6th running bill, passed 7th and 8th running bills and final bill, payments finally demanded vide representation No.3235 dated 14.12.2023 regarding work of repair and patch work on Jalandhar Hoshiarpur road NH-70 (New NH-3) from KM 11.400 to 50.525, executed by the petitioner.

2. After arguing at some length, learned counsel for the petitioner submits that with regard to his grievance, the petitioner has submitted a representation dated 14.12.2023 (Annexure P-10) but the respondents have neither paid the outstanding dues to the petitioner nor have they taken any action upon the said representation.

3. Notice of motion in the present case was issued on 19.01.2024.



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4. At this stage, learned counsel for the petitioner, however, contends that he would be satisfied at this stage, in case respondent No.4- The Executive Engineer, National Highway Division PWD B&R Branch, Hoshiarpur, is directed to consider and decide the representation dated 14.12.2023 (Annexure P-10) sent by the petitioner, by passing a speaking order in a time bound manner.
5. Learned State counsel submits that he has no objection to the request made by learned counsel for the petitioner.
6. 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 Executive Engineer, National Highway Division PWD B&R Branch, Hoshiarpur, to consider and decide the representation dated 14.12.2023 (Annexure P-10) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of three months of the receipt of certified copy of this order.
7. 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 favour of the petitioner within a further period of three months.
8. Petition stands disposed of accordingly.

(VINOD S. BHARDWAJ)
JUDGE

06.09.2024

Mangal Singh

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