2024:PHHC:029392

IN THE PUNJAB AND HARYANA HIGH COURT AT CHANDIGARH

107 **CWP-3591-2024**
Date of Decision: 29.02.2024

SVN INFRASTRUCTURE AND DEVELOPERS

... Petitioner

VERSUS

STATE OF HARYANA AND ORS

... Respondents

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

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Present: Mr. Manoj Kumar Sood, Advocate
for the petitioner.

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VINOD S. BHARDWAJ, J. (ORAL)

Present petition has been filed for seeking issuance of directions to the respondents to release the payment of Rs.15,63,741/- as rent for providing one JCB Machine along with driver and fuel and four tractor trolleys along with driver and fuel to put layer of soil on the garbage dumped at village Meghpur alongwith interest @ 18% per annum.

Learned counsel for the petitioner contends that despite numerous requests and visits, the respondents have not paid the legitimate outstanding amount to the petitioner, notwithstanding that the bills for the said amount have been duly verified by the Junior Engineer, Sanitation Incharge.

Notice of motion.

Mr. Pankaj Mulwani, DAG, Haryana accepts notice on behalf of respondents No.1 and 2; and Mr. Vivek Saini, Advocate accepts notice on behalf of respondents No.3 and 4. They pray for some time to complete instructions and file response, if necessary.

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authenticity of this document

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.4 - The Executing Officer, Municipal Council, Palwal is directed to consider and decide the legal notice dated 12.05.2023 (Annexure P-9) in a time bound manner.

The learned State Counsel does not oppose the prayer made by the 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 to consider and decide the legal notice dated 12.05.2023 (Annexure P-9) 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.

Needless to mention that upon considering the said legal notice, 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.

Petition stands disposed of accordingly.

(VINOD S. BHARDWAJ)
JUDGE

FEBRUARY 29, 2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No

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