

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

108

CWP-4123-2024
Date of Decision: 23.02.2024

PRISHA INFRASTRUCTURE DEVELOPERS PVT. LTD.

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

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

Present: None for petitioner.

Mr. Pankaj Mulwani, DAG, Haryana
for respondents No.1 and 2.

Mr. Vivek Saini, Advocate
for respondent No.3.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing the respondents to pay the amount of Rs.10,45,393/- alongwith interest @ 12% per annum as the petitioner has completed the tender work to the satisfaction of the respondent-Authorities.

It has been averred in the petition that the petitioner has executed the allotted work to the satisfaction of the respondent-Authorities, notwithstanding the same, the outstanding amount has not been released till date. A perusal of file further shows that with regard to his grievance, the petitioner has submitted various representations including the legal notice dated 28.12.2023 (Annexure P-9) served upon respondent No.3, however, no action has been taken thereupon till date.

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 respondent No.3.

Learned counsel for respondent No.3, however, contends that he would have no objection at this stage, if respondent No.3- Municipal Corporation, Gurugram, District Gurugram through its Commissioner is directed to consider and decide the legal notice dated 28.12.2023 (Annexure P-9) served by the petitioner.

Accordingly, in view of the above and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.3 to consider and decide the legal notice dated 28.12.2023 (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.

FEBRUARY 23, 2024
rajender

(VINOD S. BHARDWAJ)
JUDGE

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