

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

121

CWP-5872-2024

Date of Decision: 13.03.2024

RAVINDER SINGH CONTRACTOR

... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

... Respondents

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

Present: Mr. Anubhav Bansal, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The instant petition has been instituted under Articles 226/227 of the Constitution of India, 1950 seeking issuance of a writ in the nature of Mandamus directing the respondents to release the balance payment due to the petitioner on account of work/project of Augmentation of water supply scheme for village Rureke Kalan Block Barnala, District Barnala.

Learned counsel for the petitioner contends that despite having completed the allotted work within the stipulated time period and to the satisfaction of the respondent-Authorities, the balance payment of Rs.10,00,000/- has been withheld by the respondents without any valid reason. He further contends that with regard to his grievance, the petitioner has sent a letter No.RSC/RK/2024/01 dated 30.01.2024 (Annexure P-5), but no action has been taken thereupon till date.

Notice of motion.

Mr. Aditya Sharda, DAG, Punjab accepts notice on behalf of the respondents and prays for some time to complete instructions and file response, if necessary.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.3- Executive Engineer, Water Supply and Sanitation Division, Barnala is directed to treat the present petition as a representation and to consider and decide the same in a time bound manner.

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.3 to treat the present petition as a representation and to consider and decide the same 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 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.

Petition stands disposed of accordingly.

MARCH 13, 2024
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(VINOD S. BHARDWAJ)
JUDGE

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