

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

122

CWP-8591-2024
Date of Decision: 19.04.2024

M/S SHUBHDEEP MOTORS REGD. BATHINDA

... Petitioner

VERSUS

PEPSU ROAD TRANSPORT CORPORATION AND OTHERS

... Respondents

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

Present: Mr. Raj Kaushik, 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 refundable security amount of Rs.75,000/- in respect of the lease agreement effective from 08.09.2015 to 08.09.2022 (Annexure P-2).

After arguing at some length, learned counsel for the petitioner submits that with regard to his grievance, the petitioner has submitted numerous representations to the respondents including a legal notice dated 17.08.2023 (Annexure P-4) but the respondents have neither taken any action thereupon nor did they make the payment to the petitioner.

Notice of motion.

Mr. Vipin Pal Yadav, Addl. A.G., 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- The Pepsu Road Transport Corporation, Bathinda, Depot, through its General Manager is directed to consider and decide the legal notice dated 17.08.2023 (Annexure P-4) in a time bound manner.

Learned State Counsel for the respondents do 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 consider and decide the legal notice dated 17.08.2023 (Annexure P-4) 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.

APRIL 19, 2024
rajender

(VINOD S. BHARDWAJ)
JUDGE

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