



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

121

CWP-11146-2024 (O&M)
Date of decision: 14.05.2024

M/s DMRK Infocad Pvt. Ltd. New Delhi

...Petitioner

VERSUS

State of Haryana and others

...Respondents

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

Present :- Mr. Surender Pal, Advocate for the petitioner.

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 amount of Rs.64,44,745/- qua the works executed by the petitioner-Firm along with interest @ 18% per annum.
2. After arguing at some length, learned counsel for the petitioner submits that with regard to his grievance, the petitioner has submitted various representations followed by a legal notice dated 18.07.2023 (Annexure P-11) but the respondents have neither paid the outstanding dues to the petitioner nor have they taken any action upon the representations and legal notice.
3. Notice of motion.
4. 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 to 5-Municipal Corporation, Faridabad, being its

empanelled advocate. They both pray for some time to complete instructions and file response, if necessary.

5. Learned counsel for the petitioner, however, contends that he would be satisfied at this stage, in case respondents No.5-Executive Engineer (XEN), Municipal Corporation, Faridabad, is directed to consider and decide the legal notice dated 18.07.2023 (Annexure P-11) served by the petitioner, by passing a speaking order in a time bound manner.

6. Learned Counsel for the respondents have no objection to the request made by learned counsel for the petitioner.

7. 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.5 Executive Engineer (XEN), Municipal Corporation, Faridabad, to consider and decide the legal notice dated 18.07.2023 (Annexure P-11) 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.

8. 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.

9. Petition stands disposed of accordingly.

(VINOD S. BHARDWAJ)
JUDGE

14.05.2024

Mangal Singh

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No