

**IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH**

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CWP-10379-2024
Date of Decision: 06.05.2024

M/S GURDAS CHAND RAJINDER KUMAR Petitioner

VERSUS

THE STATE OF PUNJAB AND OTHERS Respondents

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

Present: Mr. Chirag Girdhar, 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 due amount of Rs. 7,34,400/- qua the supply of bricks for development works of Gram Panchayat, Chak Giljewala, by the petitioner alongwith interest @ 12% per annum.

Learned counsel for the petitioner contends that the petitioner had executed various works of supply of bricks and tiles assigned to it from time to time. During the year 2021, the supply orders for supply of bricks were assigned to the petitioner. The petitioner supplied 136000 bricks but the payment of the said bricks has not been paid to the petitioner. The details of the bricks and the amount payable to the petitioner are mentioned in para

No.2 of the writ petition. The petitioner approached the respondents for a number of times, but nothing fruitful could be fetched. Thereafter, the petitioner submitted numerous representations to the respondents but no response has been received by the petitioner. Lastly, a Legal Notice dated 02.04.2024 (Annexure P-3) has been served by the petitioner upon respondent-authorities to release the aforesaid amount but till date due amount has not been released to the petitioner.

Notice of motion.

Ms. Harpriya Khaneka, DAG. Punjab appears and accepts notice on behalf of respondents No.1 to 4.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No. 4-the Block Development & Panchayat Officer, Gidderbaha, District Sri Muktsar Sahib is directed to consider and decide the Legal Notice dated 02.04.2024 (Annexure P-3) in a time bound manner.

Learned counsel for the respondents does not oppose the prayer made by 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-the Block Development & Panchayat Officer, Gidderbaha, District Sri Muktsar Sahib to consider and decide the Legal Notice dated 02.04.2024 (Annexure P-3) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of three months from the date of 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 his favour within a further period of three months.

Petition stands disposed of accordingly.

MAY 06, 2024
Vishal sharma

(VINOD S. BHARDWAJ)
JUDGE

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