



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

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CWP-10727-2024
Date of Decision: 08.05.2024

M/S MATHRA DASS AHUJA AND SONS

.... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.... Respondents

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

Present: Ms. Ojaswini Gagneja, Advocate and
Ms. Pawelpreet Kaur, 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 outstanding payment of Rs. 20,35,928/- qua the work executed by the petitioner alongwith interest of @ 9% per annum.

Learned counsel for the petitioner submits that with regard to their grievance, the petitioner has sent Legal Notice dated 02.02.2024 (Annexure P-11) upon respondent-authorities but no action has been taken by the respondent-authorities.

Notice of motion.

Mr. Vivek Saini, Addl. A.G. Haryana appears and accepts notice on behalf of respondents.

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Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.4-Executive Engineer, Provincial Division, Public Works Department (B&R), Branch, Faridabad is directed to consider and decide the Legal Notice dated 02.02.2024 (Annexure P-11) in a time bound manner.

Learned State Counsel 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-Executive Engineer, Provincial Division, Public Works Department (B&R), Branch, Faridabad to consider and decide the Legal Notice dated 02.02.2024 (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 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 08, 2024*Vishal Sharma***(VINOD S. BHARDWAJ)
JUDGE***Whether speaking/reasoned : Yes/No**Whether reportable : Yes/No*