



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

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CWP-11190-2024

Date of Decision: 15.05.2024

THE JANTA DHALE KE CO-OP L&C SOCIETY LTD. MOGA

... Petitioner

VERSUS

STATE OF PUNJAB AND ANOTHER

... Respondents

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

Present: Mr. Satnam Singh, Advocate for
Mr. T.P.S. Makkar, Advocate for
the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing the respondents to make the payment of almost Rs.2,40,000/- on account of the outstanding dues towards the security deducted from the payment of the works executed by the petitioner, alongwith interest @ 12% per annum.

After arguing at some length, learned counsel for the petitioner submits that with regard to his grievance, the petitioner has submitted various representations including the last one dated 22.01.2024 (Annexure P-9) but the respondents have neither paid the outstanding dues to the petitioner nor have they taken any action upon the said representation.

Notice of motion.

Ms. Niharika Sharma, AAG, Punjab accepts notice on behalf of respondent No.1; whereas Ms. Harpriya Khaneka, Advocate, being on the panel of respondent No.2, accepts notice on behalf of the said respondent. They both pray for some time to complete instructions and file response, if necessary.

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Learned counsel for the petitioner, however, contends that he would be satisfied at this stage, in case respondent No.2- Executive Officer, Nagar Panchayat, Badhni Kalan, District Moga is directed to consider and decide the representation dated 22.01.2024 (Annexure P-9) submitted by the petitioner, by passing a speaking order in a time bound manner.

Learned Counsel for respondent No.2 has no objection to the request 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.2 to consider and decide the representation dated 22.01.2024 (Annexure P-9) 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 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.

MAY 15, 2024
rajender

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No