2024:PHHC:069019

IN THE PUNJAB AND HARYANA HIGH COURT AT CHANDIGARH

112 **CWP-11461-2024 (O&M)**
Date of Decision: 16.05.2024

M/s Rana through its proprietor Sh. Fateh Singh ... Petitioner

VERSUS

State of Haryana and others ... Respondents

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

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Present: Mr. Namit Khurana, Advocate for the petitioner.

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VINOD S. BHARDWAJ, J. (ORAL)

1. Prayer in the present petition is for directing the respondents to release the payment to the tune of Rs.4,03,866/- qua the works i.e. construction of *Johar & Nala*/Drain under the NGT Scheme, construction project of library and Anganwadi work executed by the petitioner, alongwith interest.

2. After arguing at some length, learned counsel for the petitioner submits that with regard to his grievance, the petitioner has served a legal notice dated 04.10.2023 (Annexure P-5) but the respondents have neither paid the outstanding dues to the petitioner nor have they taken any action upon the said legal notice.

3. Notice of motion.

4. Mr. Vivek Saini, Addl. A.G., Haryana, accepts notice on behalf of respondent-State and he prays for some time to complete instructions and file response, if necessary.

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5. Learned counsel for the petitioner, however, contends that he would be satisfied at this stage, in case respondent No.5 is directed to consider and decide the legal notice dated 04.10.2023 (Annexure P-5) served by the petitioner, by passing a speaking order in a time bound manner.

6. Learned Counsel for respondent-State has 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-Block Development and Panchayat Officer, Yamuna Nagar, to consider and decide the legal notice dated 04.10.2023 (Annexure P-5) 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

16.05.2024
Mangal Singh

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

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