

2024:PHHC:072926



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

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CWP-12051-2024
Date of Decision: 22.05.2024

M/S DAGRU CO-OP. L&C SOCIETY LTD.

... Petitioner

VERSUS

THE STATE OF PUNJAB AND ANOTHER

... Respondents

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

Present: Mr. Rohit Rattewal, Advocate for
Mr. T.P.S. Makkar, 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 make the payment of almost Rs.7,75,000/- qua the work executed by the petitioner which includes the security amount of Rs.3,25,000/-, 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 08.02.2024 (Annexure P-11), however, the respondents have neither responded to the same nor have they made the payment till date.

Notice of motion.

Ms. Niharika Sharma, AAG, Punjab accepts notice on behalf of respondent No.1; whereas Ms. Harpriya Khaneka, DAG, Punjab, being empanelled advocate on behalf of respondent No.2 accepts notice on behalf of



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the said respondent; and they pray for some time to complete instructions and file response(s), if necessary.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.2- Executive Officer, Nagar Panchayat Badhni Kalan, District Moga is directed to consider and decide the representation dated 08.02.2024 (Annexure P-11) in a time bound manner.

The learned counsel for respondent No.2 does not oppose the prayer made by the 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 08.02.2024 (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 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 22, 2024
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(VINOD S. BHARDWAJ)
JUDGE

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