

2024:PHHC:073019



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

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CWP-12107-2024

Date of Decision: 22.05.2024

HARDEV SINGH

... 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 5th and final bill amounting to Rs.5,60,937/- qua the work of augmentation of providing safe drinking water supply to Village Fatehgarh, Block Dharamkot, District Moga (Under NABARD-XXIII) 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 a number of representations followed by a legal notice dated 23.04.2024 (Annexure P-3), however, the respondents have neither responded to the same nor have they made the payment till date.

Notice of motion.

Ms. Harpriya Khaneka, DAG, Punjab accepts notice on behalf of the respondents and prays for some time to complete instructions and file response, if necessary.



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Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.4- The Executive Engineer, Punjab Water Supply & Sanitation Division, Moga, Room No.306-313, 3rd Floor, Jhelam Chenab Building, District Administrative Complex, G.T. Road, Moga is directed to consider and decide the legal notice dated 23.04.2024 (Annexure P-3) in a time bound manner.

The learned State Counsel 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.4 to consider and decide the legal notice dated 23.04.2024 (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 of the 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 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