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IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

123

CWP-12236-2024 (O&M).
Date of Decision: 23.05.2024.

M/S KAKAR ASSOCIATES

.. 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 preferred by the petitioner seeking issuance of an appropriate writ in the nature of Mandamus directing the respondents to release the due payment of Rs.10,68,009/- qua the work of supply of 60 Nos. Rickshaw, Rehras to Municipal Council, Mansa, executed by the petitioner.

The petitioner claims to be Government Contractor having been assigned the work of supply of 60 Nos. Rickshaw, Rehras to the Municipal Council, Mansa vide supply order dated 03.11.2023.

Learned counsel for the petitioner contends that the aforesaid work stands successfully executed, however, the amount has not been

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released. He contends that in this regard, a representation dated 07.02.2024 (Annexure P-4) followed by a subsequent representation dated 27.03.2024 (Annexure P-5) have been sent by the petitioner and that despite lapse of a period of two months since the last representation neither any decision has been taken thereupon nor has the due and undisputed payment been released by the respondents. He further contends that he would be satisfied in case the respondent-Authorities are directed to look into the representations and the grievance espoused by the petitioner therein and a speaking order is passed thereupon in accordance with law and in a time bound manner.

Notice of motion.

Ms. Niharika Sharma, AAG, Punjab, accepts notice on behalf of respondents No.1 and 2 and Mr. Saurav Verma, Addl. A.G., Punjab as well as Mr. Anurag Chopra, Addl. A.G. Punjab who by virtue of their assignment are also deemed to be on the panel of all the statutory corporations and bodies of the Government of Punjab, are directed to and accepts notice on behalf of respondents No.4 and 5 and respondent No.3-the Chief Executive Officer, Punjab Municipal Infrastructure Development Company respectively and they have no objection to the aforesaid prayer being granted.

Accordingly, with the consent of the parties and without commenting upon the merits of the case, the present petition is disposed of and respondent No.5 - the Executive Officer, Municipal Council, Mansa, is directed to take note of the representation dated 07.02.2024 (Annexure P-4) followed by a subsequent representation dated 27.03.2024 (Annexure P-5)

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sent by the petitioner and to pass a reasoned and speaking order thereupon in accordance with law preferably within a period of three months from the date of receipt of certified copy of this order.

Needless to mention that in the event the entitlement of the petitioner being established as per law, the payment due to the petitioner shall be released expeditiously and preferably within a further period of three months.

Petition stands disposed of accordingly.

May 23, 2024.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned

: Yes/No

Whether reportable

: Yes/No