

2024:PHHC:077028



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

116

CWP-13045-2024

Date of Decision: 29.05.2024

THE NEW NOBLE CO-OP. L/C SOCIETY LTD.

... Petitioner

VERSUS

THE STATE OF PUNJAB AND OTHERS

... Respondents

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

Present: Mr. P.S. Rana, 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 admitted payment of Rs.55,93,113/- with interest @ 12% per annum w.e.f. the date of passing of running and final bills till actual payment

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 including the last one dated 22.05.2024 (Annexure P-31), 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 and prays for some time to complete instructions and file response, if so required; whereas Mr. Sanjay Sabharwal, Addl. A.G., Punjab, who by virtue of his assignment is also on the panel of all the statutory corporations and bodies of the Government of Punjab, is directed to accept



CWP-13045-2024

-2-

notice on behalf of respondents No.2 to 7. Hence, he accepts notice on behalf of the said respondents and prays for some time to complete instructions and file response.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.4- The Superintending Engineer (O&M), Municipal Corporation C-Block, Ranjit Avenue, Amritsar is directed to consider and decide the representation dated 22.05.2024 (Annexure P-31) in a time bound manner.

The learned counsel appearing on behalf of respondents No.2 to 7 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 representation dated 22.05.2024 (Annexure P-31) 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 29, 2024
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(VINOD S. BHARDWAJ)
JUDGE

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