



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-14005-2024 (O&M)

Date of decision: 31.05.2024

M/s R.G. Industries & M/s. Madharao Rukaram Phad (Joint Venture)

...Petitioner

VERSUS

State of Punjab and others

...Respondents

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

Present :- Mr. Jagdeep Singh Rana, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

1. Prayer in the present petition is for directing the respondents to make the payment of Rs.95,97,095/- along with retention money of Rs.48,18,730/- qua the works executed by the petitioner, alongwith interest @ 18% per annum w.e.f. 31.01.2023.
2. After arguing at some length, learned counsel for the petitioner submits that with regard to his grievance, the petitioner has submitted various representations followed by a legal notice dated 20.04.2024 (Annexure P-12) 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. Ms. Niharika Sharma, AAG Punjab, accepts notice on behalf of respondents No.1 to 3-State. She prays for some time to complete instructions and file response, if necessary.



5. Learned counsel for the petitioner, however, contends that he would be satisfied at this stage, in case respondent No.3-The Executive Engineer, Water Supply and Sanitation Division No.1, Faridkot, Punjab, is directed to consider and decide the legal notice dated 20.04.2024 (Annexure P-12) served by the petitioner, by passing a speaking order in a time bound manner.
6. Learned State counsel submits that she 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.3-The Executive Engineer, Water Supply and Sanitation Division No.1, Faridkot, Punjab to consider and decide the legal notice dated 20.04.2024 (Annexure P-12) 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

31.05.2024
Mangal Singh

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