



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

127

CWP-15539-2024 (O&M)

Date of decision: 10.07.2024

Manmohan Singh Contractor

...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)

1. The instant petition has been preferred by the petitioner seeking issuance of an appropriate writ especially in the nature of Mandamus directing the respondents to make the due payment of Rs.4,76,77,516/- qua the works of remodeling of Sheron Distributary executed by the petitioner along with interest @ 12% per annum.

2. Learned counsel for the petitioner contends that the aforesaid works were allotted to the petitioner in the year 2023 and the same stands successfully executed, however, the due payment against the execution of the aforesaid works have not been released yet, even though the final bills submitted by the petitioner already stand approved by the competent authority. He contends that in this regard, representations dated 07.05.2024 and 23.05.2024 (Annexures P-4 and P-5) have been sent by the petitioner and that despite a lapse of more than 01 month since the date of the aforesaid representations 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 aforesaid 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.

- 3. Notice of motion.
- 4. Mr. Saurav Verma, Addl. A.G., Punjab, accepts notice on behalf of the respondents-State and submits that he has no objection to the aforesaid prayer being granted.
- 5. 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 Engineer, Sangrur Canal Ground Water Division, Water Resources Department, Punjab, is directed to take note of the representations dated 07.05.2024 and 23.05.2024 (Annexures P-4 and P-5) 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.
- 6. 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.
- 7. Petition stands disposed of accordingly.

(VINOD S. BHARDWAJ)
JUDGE

10.07.2024
Mangal Singh

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