



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

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CWP-17880-2024

Date of Decision: 31.07.2024

RAMKY INFRASTRUCTURE LTD

..... Petitioner

VERSUS

THE STATE OF PUNJAB AND OTHERS

.... Respondents

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

Present: Mr. Rajesh Kumar 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 due payment of Rs. 11,86,24,552/- qua the works executed by the petitioner, alongwith interest @ 12% per annum.

Learned counsel for the petitioner contends that the petitioner had executed various works assigned to him from time to time and there has never been any complaint against the works executed by the petitioner. On 20.12.2021, the work of Construction of Shri Guru Teg Bahadur State University of Law at Kairon, District Tarn Taran was allotted to the petitioner vide EE No. 1948 dated 20.12.2021 with the time limit of two

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years. The petitioner approached the respondents for a number of times for release of payments but nothing fruitful could be fetched.

Counsel for the petitioner however submits that with regard to his grievance, he has submitted detailed representation dated 10.04.2024 (Annexure P-6) to the respondent-authorities but due amount of Rs. 11,86,24,552/- has not been released by the respondent-Department.

Notice of motion.

Ms. Akshita Chauhan, DAG, Punjab appears and accepts notice on behalf of respondents-State.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.6-the Executive Engineer, Construction Division No.2, PWD B & R Branch, Amritsar is directed to consider and decide the representation dated 10.04.2024 (Annexure P-6) in a time bound manner.

Learned counsel for the respondents-State does not oppose the prayer made by 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.6-the Executive Engineer, Construction Division No.2, PWD B & R Branch, Amritsar to consider and decide the representation dated 10.04.2024 (Annexure P-6) by passing a reasoned and speaking order after affording an opportunity of

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hearing to the respective parties within a period of three months from the date of 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 his favour within a further period of three months.

Petition stands disposed of accordingly.

JULY 31, 2024

Vishal sharma

(VINOD S. BHARDWAJ)

JUDGE

Whether speaking/reasoned

Whether reportable

: Yes/No

: Yes/No