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

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**CWP-20178-2024 (O&M).
Date of Decision: 21.08.2024.**

RAJENDER CONTRACTOR

.. Petitioner

Versus

STATE OF HARYANA 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. 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 payment of Rs.64,93,843/- qua the work of operation and maintenance of sewerage network in Ward No.17 under Division No.2, MCG, executed by the petitioner along with interest @ 18% per annum.

2. The petitioner claims to be Government Contractor having been assigned the work of operation and maintenance of sewerage network in Ward No.17 under Division No.2, MCG and a copy of letter of

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acceptance is appended along with the present writ petition as Annexure P-1.

3. Learned counsel for the petitioner contends that the aforesaid work stands successfully executed, however, the payment against the execution of the aforesaid work has not been released yet, even though the final bills submitted by the petitioner already stands approved by the competent authority. He contends that in this regard, a representation dated 06.05.2024 (Annexure P-7) has been sent by the petitioner and that despite lapse of a period of more than three months since the date of the 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 representation 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.

4. Notice of motion.

5. On the asking of the Court, Mr. Pankaj Mulwani, DAG, Haryana, who is present in Court, accepts notice on behalf of the respondents No.1 and 2 and Mr. Vivek Saini, Advocate, accepts notice on behalf of respondents No.3 and 4/the Municipal Corporation, Gurugram, and they submit that they have no objection to the aforesaid prayer being granted.

6. Accordingly, with the consent of the parties and without commenting upon the merits of the case, the present petition is disposed of

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and respondent No.4 - the Executive Engineer (Division No.II), Municipal Corporation, Sector 34, Gurugram, is directed to take note of the representation dated 06.05.2024 (Annexure P-7) 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.

7. 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.

8. Petition stands disposed of accordingly.

August 21, 2024.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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