



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

109

CWP-20191-2024

Date of Decision: 22.08.2024

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)

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 the due amount of Rs. 65,00,873/- qua the works executed by the petitioner, alongwith interest @ 18% p.a.

Learned counsel for the petitioner submits that with regard to his grievance, he has served Legal Notice dated 06.06.2024 (Annexure P-11) to the respondent No.3-the Commissioner, Municipal Corporation, Gurugram but no action has been taken by the said Department.

Notice of motion.

Mr. Pankaj Mulwani, DAG, Haryana appears and accepts notice on behalf of respondents No.1 and 2.

Mr. Vivek Saini, Advocate appears and accepts notice on behalf of respondents No.3 and 4.

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Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.4-the Executive Engineer (Division No. II), Municipal Corporation, Gurugram is directed to consider and decide the Legal Notice dated 06.06.2024 (Annexure P-11) in a time bound manner.

Learned Counsel appearing on behalf of respondents No.3 and 4 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.4-the Executive Engineer (Division No. II), Municipal Corporation, Gurugram to consider and decide the Legal Notice dated 06.06.2024 (Annexure P-11) by passing a reasoned and speaking order after affording an opportunity of 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.

AUGUST 22, 2024*Vishal Sharma***(VINOD S. BHARDWAJ)
JUDGE***Whether speaking/reasoned : Yes/No**Whether reportable : Yes/No*