



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

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CWP-22276-2024
Date of Decision: 05.09.2024

SWASTIKA ENTERPRISES

..... 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 the due amount of Rs. 17,31,341/- in respect of earnest money etc. qua the works of construction and maintenance of Pantoon Bridge on Nangal Township to Sri. Bibhour Sahib on Satluj River in District Rupnagar, to the petitioner, alongwith interest @ 12% per annum.

Learned counsel for the petitioner submits that with regard to the grievance, petitioner-firm has served Legal Notice dated 07.07.2024 (Annexure P-8) to the respondent-authorities but no action has been taken by the respondent-authorities.

Notice of motion.

Mr. Aditya Sharda, DAG, Punjab appears and accepts notice on behalf of respondents.



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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, Construction Division, PWD B & R Branch, Rupnagar is directed to consider and decide the Legal Notice dated 07.07.2024 (Annexure P-8) in a time bound manner.

Learned counsel for the respondents 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, Construction Division, PWD B & R Branch, Rupnagar to consider and decide the Legal Notice dated 07.07.2024 (Annexure P-8) 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 Legal Notice, 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.

SEPTEMBER 05, 2024
Vishal sharma

(VINOD S. BHARDWAJ)
JUDGE

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