



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

109

CWP-23234-2024 (O&M)

Date of decision: 13.09.2024

M/s NEX Enterprises

...Petitioner

VERSUS

State of Haryana and another

...Respondents

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

Present :- Mr. Varun Singh Dhanda, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

1. Prayer in the present petition is for directing the official respondent to make the payment of Rs.26,49,820/- qua the works of deployment of JCB for demolition drives in enforcement wing of Zone-II executed by the petitioner, alongwith interest @ 24% per annum.

2. After arguing at some length, learned counsel for the petitioner submits that with regard to his grievance, the petitioner has submitted various representations but the respondents have neither paid the outstanding dues to the petitioner nor have they taken any action upon the said representation.

3. Notice of motion.

4. Mr. Pankaj Mulwani, DAG Haryana, accepts notice on behalf of respondent-State and Mr. Vivek Saini, Addl. A.G., Haryana, who by virtue of his assignment is also on the panel of all the statutory corporations and bodies of the Government of Haryana, is directed to and accepts notice on behalf of respondents No.2-M.C. Gurugram, and pray for some time to file response, if so advised.



5. Learned counsel appearing on behalf of respondent No.2 however points out that the competent authority to take a decision on the same at the first instance is the Joint Commissioner, M.C. Gurugram.
6. Learned counsel for the petitioner, however, contends that he would be satisfied at this stage, in case the Joint Commissioner, M.C. Gurugram, is directed to consider and decide the representations sent by the petitioner, by passing a speaking order in a time bound manner.
7. Learned Counsel for respondent No.2 has no objection to the request made by learned counsel for the petitioner.
8. 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 the Joint Commissioner, M.C. Gurugram to consider and decide the representations sent by the petitioner by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of three months of the receipt of certified copy of this order.
9. 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 favour of the petitioner within a further period of three months.
10. Petition stands disposed of accordingly.

(VINOD S. BHARDWAJ)
JUDGE

13.09.2024

Mangal Singh

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