



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

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CWP-24457-2024

Date of Decision: 23.09.2024

VARINDER KUMAR SOOD

..... Petitioner

VERSUS

THE STATE OF PUNJAB AND OTHERS

.... Respondents

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

Present: Mr. Chirag 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. 17,66,240/- 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. The petitioner was allotted various works of Construction of Helipad No.1, Helipad No.2, Helipad No.3 and providing laying of GSB for interconnection passages of Helipad at the event site on visit of Hon'ble Prime Minister of India, vide different allotment letters. The petitioner has successfully

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completed the aforesaid work on 29.05.2024 but the due amount of these has not been released to the petitioner. The details of these works and the amount payable to the petitioner are mentioned in para No.3 of the writ petition. The petitioner approached the respondents for a number of times, but nothing fruitful could be fetched. Recently, the petitioner has sent representation dated 13.09.2024 for release of his due payment, to the respondent-authorities but no action has been taken by them.

Notice of motion.

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

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.4-the Executive Engineer, Provincial Division PWD B &R Branch, Hoshiarpur is directed to consider and decide the representation dated 13.09.2024 (Annexure P-5) in a time bound manner.

Learned State counsel 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, Provincial Division PWD B &R Branch, Hoshiarpur to consider and decide the representation dated 13.09.2024 (Annexure P-5) by passing a reasoned and speaking order after affording an opportunity of hearing to the



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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.

In the event of non-payment of dues within the abovesaid period, the same shall be released along with interest @ 6% per annum from the date of filing of present petition to be paid to the petitioner and further subject to additional payment of costs of Rs.50,000/- to be deposited with the *Poor Patient Welfare Fund (PPWF) of Post Graduate Institute of Medical Education & Research, Chandigarh*. The said additional financial liability of accrued interest and costs shall be subject to recovery from the erring official.

Petition stands disposed of accordingly.

SEPTEMBER 23, 2024
Vishal sharma

(VINOD S. BHARDWAJ)
JUDGE

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