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

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**CWP-25801-2024 (O&M).
Date of Decision: 04.10.2024.**

M/S MOHIT KUMAR CONTRACTORS

... Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

... Respondent(s)

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

Present: Mr. Ivneet Singh Pabla, Advocate,
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

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 revised bills amounting to Rs.59,29,456/- submitted by the petitioner qua the works completed by him from time to time.

2 At the very outset, learned counsel for the petitioner submits that at this juncture, the petitioner would be satisfied in case a direction is issued to the respondent-Authorities to look into the grievance espoused by the petitioner in the legal notices dated 09.10.2023 and 11.01.2024 (Annexures P-11 and 12 respectively) sent by the petitioner and thereafter

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to pass a speaking and reasoned order in accordance with law and in a time bound manner.

3 Notice of motion.

4 Mr. Pankaj Mulwani, DAG, Haryana, accepts notice on behalf of respondents No.1 to 3 and Mr. Vivek Saini, Advocate, enters appearance and accepts notice on behalf of respondents No.4 to 6-Municipal Corporation, Faridabad and they submit that they have no objection to the aforesaid prayer being granted.

5 Accordingly, with the consent of the parties and without commenting upon the merits of the case, the present writ petition is disposed of and respondent No.6 - the Executive Engineer, Municipal Corporation, Faridabad, is directed to take note of the legal notices dated 09.10.2023 and 11.01.2024 (Annexures P-11 and 12 respectively) 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.

6 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.

7 In the event of non-payment of dues within the said period, the same shall be released along with interest @ 6% per annum from the date of filing of the present petition to be paid to the petitioner and further subject to additional payment of a cost of Rs.50,000/- to be deposited with the PGI

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Poor Patients’ Welfare Fund, Chandigarh. The said additional financial liability of accrued interest and cost shall be subject to recovery from the erring officials.

8 Petition stands disposed of accordingly.

October 04, 2024.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No