

2024:PHHC:149170



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

237

CWP-24425-2023 (O&M).
Date of Decision: 14.11.2024.

SHREE BALAJI CONSTRUCTION THROUGH ITS PARTNER
MANISH NAGAR

.. Petitioner

Versus

STATE OF HARYANA AND OTHERS

... Respondents

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

Present: Mr. Amit Khari, Advocate,
for the petitioner.

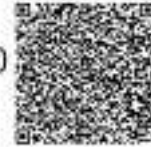
Mr. Suneel Ranga, DAG, Haryana with
Dr. Amit K. Aggarwal, Commissioner-cum-Secretary,
Department of Urban Local Bodies, Haryana,
(Through Video Conference);
Mr. Ved Parkash Dhull, Under Secretary, Development and
Panchayats and Mr. Satbir Singh, CEO, Zila Parishad, Faridabad,
Mr. Aman Yadav, ACP Crime, Faridabad, and
Mr. Pawan, SEPO, BDPO, Tigaon.

Mr. Vivek Saini, Advocate
for respondent No.2/M.C. Faridabad.

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 No.1 and 2 to make the entire payment to the tune of
Rs.28,46,356/- on account of the work completed by the petitioner in Gram

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Panchayat, Neemka which falls within the limits of Municipal Corporation, Faridabad along with interest @ 18% per annum.

2 Pursuant to the order dated 06.11.2024 passed by this Court, Dr. Amit K. Aggarwal, Commissioner-cum-Secretary, Department of Urban Local Bodies has appeared before this Court through Video Conference and an additional affidavit of Commissioner of Police, Faridabad, has also been filed, as per which FIR No.679 dated 10.11.2024 under Section 27 of the Delhi Medical Council Act, 1997 has been registered at Police Station Sarai Rohilla, North (Delhi) against Dr. S.K. Biswas as well as FIR No.361 dated 09.11.2024, was registered against the official for fabrication of documents at Police Station, Faridabad Central, and that appropriate steps will be taken in the said FIRs. Further, the Commissioner-cum-Secretary, Department of Urban Local Bodies, has apprised this Court that disciplinary proceedings have already been initiated against the delinquent official i.e. Block Development and Panchayat Officer and that chargesheet for major penalty has already been issued.

3 Learned counsel for the respondent No.2/Municipal Corporation, Faridabad, informs that the dispute in the present case pertains to release of payment in favour of the petitioner and that verification from the Block Development and Panchayat Officer, having been received the undisputed payment stands released in favour of the petitioner.

4 The aforesaid statement is not disputed by the counsel for the petitioner.

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5 The present petition is accordingly disposed of as having been rendered infructuous.

6 The official respondents are directed to take appropriate steps in terms of the information furnished to this Court in the proposed disciplinary proceedings on the Departmental side as well as in the FIR that had been registered against the BDPO.

November 14, 2024.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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