

2024:PHHC:139700



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH.

140

CWP-28960-2024 (O&M).
Date of Decision: 24.10.2024.

THE JAMALPUR CO-OP L & C SOCIETY LTD.

... Petitioner(s)

Versus

THE STATE OF PUNJAB AND OTHERS

... Respondent(s)

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 preferred by the petitioner seeking issuance of an appropriate writ in the nature of Mandamus directing the respondents to release balance payment of Rs.14,17,079/- qua the works of Construction of Helipad and Barricading for Hon'ble Prime Minister visit at Dinanagar in District Gurdaspur, executed by the petitioner, along with interest @ 12 % per annum.

2 At the very outset, learned counsel for the petitioner submits that, at this juncture, the petitioner would be satisfied in case the respondent-Authorities are directed to look into the legal notice dated

2024:PHHC:139700



01.10.2024 (Annexure P-3) and the grievance espoused by the petitioner therein and a speaking order is passed thereupon in accordance with law and in a time bound manner.

3 Notice of motion.

4 On the asking of the Court, Mr. Saurav Verma, Addl. A.G. Punjab, who is present in Court, accepts notice on behalf of the respondents and submit that he has 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 petition is disposed of and respondent No.5 - the Executive Engineer, Construction Division, PWD B & R Branch, Pathankot, is directed to take note of the legal notice dated 01.10.2024 (Annexure P-3) 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 Poor Patients' Welfare Fund, Chandigarh. The said additional financial

2024:PHHC:139700



liability of accrued interest and cost shall be subject to recovery from the erring officials.

8 Petition stands disposed of accordingly.

October 24, 2024.	(VINOD S. BHARDWAJ)
raj arora	JUDGE
<i>Whether speaking/reasoned</i>	: Yes/No
<i>Whether reportable</i>	: Yes/No