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IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH.

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CWP-29114-2024 (O&M).
Date of Decision: 25.10.2024.

JASVIR SINGH, GOVT. CONTRACTOR

... Petitioner(s)

Versus

THE STATE OF PUNJAB AND OTHERS

... Respondent(s)

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

Present: Ms. Kirandeep Kaur, Advocate, with
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 refund the EMD etc. amounting to Rs.87,573/- qua the works of Providing Improved Access to Water through household connections in Existing Water Supply Schemes of Village Kale Sandra and Village Makhi Kalan, Block Bhikhiwind, District Tarn Taran, 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

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respondent-Authorities are directed to look into the representation dated 03.10.2022 (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.4 - the Executive Engineer, Water Supply & Sanitation Division No.1, Tarn Taran, is directed to take note of the representation dated 03.10.2022 (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

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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 25, 2024.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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