



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

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CWP-34389-2024

Date of Decision: 18.12.2024

SVN ASSOCIATES THROUGH ITS PROPRIETOR

..... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.... Respondents

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

Present: Mr. Manoj Kumar Sood, Advocate
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana
for respondents No.1 and 2.

Mr. Vivek Saini, Advocate
For respondents No. 3 and 4-M.C. Hisar.

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 payment of Rs. 10,55,508/- for providing cleaning services and to release bank Guarantee for November, 2021 alongwith interest @ 18% per annum.

Learned counsel for the petitioner submits that with regard to his grievance, he has served Legal Notice dated 16.07.2024 (Annexure P-5) to the respondent-authorities but no action has been taken by them till date.

Notice of motion.



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Mr. Pankaj Mulwani, DAG, Haryana appears and accepts notice on behalf of respondents No.1 and 2.

Mr. Vivek Saini, Advocate appears and accepts notice on behalf of respondents No.3 and 4-M.C. Hisar.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.3-Municipal Corporation, Hisar through its Commissioner is directed to consider and decide the Legal Notice dated 16.07.2024 (Annexure P-5) in a time bound manner.

Learned Counsel appearing on behalf of respondents do 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.3-Municipal Corporation, Hisar through its Commissioner to consider and decide the Legal Notice dated 16.07.2024 (Annexure P-5) by passing a reasoned and speaking order after affording an opportunity of hearing to the 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 Legal Notice, 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



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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.

DECEMBER 18, 2024

Vishal Sharma

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No