



CWP-947-2025

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

(118)

CWP-947-2025

Date of Decision : 12.03.2025

Rajan Agnihotri Contractor

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Rajesh Kumar Girdhar, Advocate
for the petitioner.

Mr. Pardeep Bajaj, DAG, Punjab
for the respondents.

KULDEEP TIWARI, J.(ORAL)

1. Through the instant petition, cast under Articles 226/227 of the Constitution of India, a prayer is made for issuance of a mandamus upon the respondents, to release the due payment of Rs.10,90,783/-, including security qua the works executed by the petitioner, along with interest @ 12% per annum.

2. While issuing notice of motion, this Court, has passed the hereinafter extracted order, upon the instant writ petition :-

“Through the instant writ petition filed under Article 226/227 of the Constitution of India, a prayer is made for issuance of a mandamus upon the competent authority amongst the respondents concerned, to make payment of undisputed and sanctioned amount of Rs.10,90,783/- including security qua the works executed by the petitioner alongwith interest @ 12% per annum.

Learned counsel for the petitioner, during the course of the



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arguments fairly submits that at this stage, the petitioner would be satisfied in case a mandamus is passed upon respondent no.4 to decide his legal notice (Annexure P-4) within a time bound manner.

Notice of motion.

Mr. Pardeep Bajaj, DAG, Punjab, accepts notice on behalf of all the respondents and waives service.

He submits that there is no objection in case a mandamus is passed upon respondent no.4, to decide the legal notice of the petitioner in a time bound manner.

Without observing anything on merits of the case, whether the bills are admitted/sanctioned, this Court deems it appropriate to pass a mandamus upon the respondents concerned, to decide the legal notice (Annexure P-4) within a period of 6 weeks from today, and a copy of the decision, so taken, shall be placed on record, positively, on or before the next date of hearing.

It goes without saying that in case the competent authority finds that the amount is payable, the same shall be released to the petitioner without any further delay.

In case the compliance of the aforesaid direction is not made, respondent no.4, shall cause his personal appearance before this Court made on the next date of hearing.

Adjourned to 12.03.2025.

To be shown in the urgent list.”

3. In deference to the directions (supra), learned counsel for the State, has placed on record the speaking order dated 03.03.2025, today in the Court. The same is taken on the record as ‘Annexure-A’. Copy whereof, has been supplied to learned counsel for the petitioner.

4. The perusal of the speaking order (supra), reveals that the amount payable, which is mentioned in the serial No.1, was due towards the petitioner,



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and for that the communication has been made to the authorities concerned, for release of the amount, and it is expected that the competent authorities concerned, shall release the amount shortly. Further, the security amount, as mentioned in serial No.2, in the speaking order (supra), has already been made to the petitioner, and so far as the security amount of Rs.1,57,902/- is concerned, qua that also, the instructions has been issued to the authorities concerned, to release the amount, which shall also be released in the near future.

5. In view of the above, no further direction is required to be passed in the instant writ petition, and the same is, hereby **closed**.
6. Consequently, the instant writ petition is **disposed of**.
7. However, in case, the petitioner still has any grievance, he is at liberty to approach the competent authorities concerned.
8. The amount, which is due towards the petitioner, preferably be released to the petitioner, within a period of six weeks from the date of receipt of certified copy of this order/judgment.

(KULDEEP TIWARI)
JUDGE

March 12, 2025
Manpreet

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No