



CWP-1378-2025

1

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

(228)

CWP-1378-2025

Date of Decision : 28.03.2025

M/S Sant Kripa Infra Tech Pvt. Ltd.

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Gaurav Arora, Advocate for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.

Mr. Sanjeev Kaushik, Advocate
Mr. Divyanshu Kaushik, Advocate
Ms. Simran Sharma, Advocate and
Ms. Manreet Kaur, Advocate
for the respondents No.2 to 4-M.C. Gurugram.

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 No.2 to 4, to pay the recorded final bill of Rs.29,02,071/-, withheld amount Rs.21,82,101/-, gross amount Rs.50,84,172/-, net payable amount Rs.45,75,755/-, security of Rs.4,58,752/- and earnest money of Rs.64,824/-, which was found to be withheld, along with the interest.

2. This Court, vide order dated 20.01.2025, at the time of issuing notice of motion, had passed the hereinafter extracted order, upon the instant writ petition :-

“1. The gravamen of the lis, as encapsulated in these writ petitions, is centered upon the indolent and lackadaisical approach of the authority(ies) concerned inasmuch as despite repeated requests and lapse of considerable time, neither the payment of the admitted bills has been made to



the petitioner(s), nor any decision has been made on petitioner(s)' representation/legal notice, which is enclosed as Annexure P-7 in these writ petitions.

2. Notice of motion.

3. Mr. Bhupender Singh, D.A.G., Haryana, waives service of notice on behalf of the respondent No.1.

4. Mr. Vivek Saini, Advocate, waives service of notice on behalf of the respondents No.2 to 4.

5. List on 27.02.2025, in the urgent list.

6. It is made clear that, on the subsequent date of hearing, no request for adjournment would be entertained on behalf of either side.

7. In the meantime, the competent authority, amongst the respondents, is directed to make final decision on the representation/legal notice (Annexure P-7), and, in case any payment is found outstanding, the shall forthwith be released in favour of the petitioner(s). Moreover, a copy of the decision so taken, shall be placed on record on the subsequent date of hearing.

8. It is made clear that, in case of non-compliance of the direction (supra), the competent authority shall cause personal appearance before this Court on the subsequent date of hearing.

9. A photocopy of this order be placed on file of connected case.”

3. In deference to the directions (supra), issued by this Court, a compliance affidavit dated 10.03.2025 of Mr. Manoj Kumar, Executive Engineer-II, Municipal Corporation, Gurugram, has been filed in the Court today. The same is taken on the record.

4. The affidavit (supra), voice about the passing of the speaking order dated 06.03.2025. The amount, which was found to be due towards the petitioner, has already been paid to the petitioner.

5. Learned counsel for the petitioner submits though the speaking



CWP-1378-2025

3

order has been passed, and the amount, in question, has been released to the petitioner, therefore, at this stage, he does not wish to press the instant petition. However, liberty be extended to the petitioner, to take all available legal remedy/ies, in case, the grievance still survives.

6. Consequently, the instant writ petition is **disposed of** with the liberty, as aforesaid.

(KULDEEP TIWARI)
JUDGE

March 28, 2025
Manpreet

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