



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

CWP-16188-2021

Date of decision: 22.04.2025

Hemant Kumar Contractor

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Ravi Gakhar, Advocate
for the petitioner.

Mr. Rajesh Gaur, Addl. A.G., Haryana
for respondent No. 1.

Mr. Ashish Goel, Advocate
for respondents No.2 to 4.

KULDEEP TIWARI. J.(Oral)

1. 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 respondents no.3 and 4 to pay the amount for the work done by the petitioner. He further seeks a direction upon the respondents to decide the legal notice dated 22.07.2021 (Annexure P-10).
2. Learned counsel for the petitioner submits that the work was allotted to the petitioner in the year 2012 and the same was completed in the year 2013-14, however, till date the running bill for that year has not been acquired.
3. The submission, as made by learned counsel for the petitioner was opposed by learned counsel for appearing for respondent

no.4-Municipal Committee, Bhiwan, and submits that the legal notice (*supra*), served by the petitioner has already been replied to and the claim of the petitioner was not found to be acceptable.

4. He further submits that there is a huge delay in filing the instant petition.

5. Be that as it may, what reflects from a perusal of the instant petition and the reply, that till date respondent no.4 has not decided the claim of the petitioner by passing a speaking order. Therefore, at this stage, the instant petition can be disposed of, by passing a *mandamus* upon respondent no.4, to decide the claim of the petitioner by passing a speaking order, at the earliest.

6. It goes without saying that the direction issued by this Court could not be construed to be a ground for condonation of delay in favour of the petitioner.

7. **Disposed of** accordingly.

22.04.2025

dharamvir/Satyawan

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No

(KULDEEP TIWARI)
JUDGE