



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

CWP-13864-2025

Date of Decision : **16.07.2025**

M/S SVA CONSTRUCTIONS

.....Petitioner

VERSUS

THE STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

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

Mr. Sahil R. Bakshi, AAG, Punjab
assisted by Mr. Sunil Kumar, SDO.

KULDEEP TIWARI, J.(Oral)

1. The gravamen of the *lis*, as encapsulated in this writ petition, 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 bill(s) has been made to the petitioner, nor any decision has been made on petitioner's legal notice, which is enclosed as Annexure P-4 in this writ petition.

2. This Court, while issuing notice of motion on dated 15.05.2025, passed the hereinafter extracted order:-

“1. The gravamen of the lis, as encapsulated in this writ petition, 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 bill(s) has been made to the petitioner, nor any decision has been made on petitioner's legal notice, which is enclosed as Annexure P-4 in this writ petition.

2. During the course of arguments, the learned counsel for the petitioner fairly submits that, at this stage, the petitioner would be satisfied in case a direction is passed upon the

respondent(s) concerned to decide the legal notice (supra) in a time bound manner.

3. Notice of motion.

4. Mr. Pardeep Bajaj, D.A.G., Punjab, waives service of notice on behalf of the respondents. He submits that, there is no objection in case a direction is passed upon the respondent(s) concerned to decide the legal notice (supra) in a time bound manner.

5. Without evincing any opinion as regards the merits of this writ petition, or, as regards the bill(s) being admitted/sanctioned, this Court deems it appropriate to direct the competent authority, amongst the respondents, to make final decision on the legal notice (supra) before the next date of hearing, and, in case any payment is found outstanding, the same shall forthwith be released in favour of the petitioner. Moreover, a copy of the decision so taken, shall be placed on record on the subsequent date of hearing.

6. 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.

7. List on 16.07.2025, in the urgent list.

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

3. Today, in deference to the direction (*supra*), learned State counsel has placed on record a photocopy of an order dated 04.07.2025, wherethrough, the legal notice dated 24.03.2025 (Annexure P-4), served by the petitioner-firm has been answered. The same is ordered to be taken on record as Mark 'A'.

4. A perusal of the reply (*supra*), reflects that the revised estimate of the work done by the petitioner-firm has been sent to the higher authorities for the technical sanction, and once the approval is issued with regard to third and final bill, the same shall be forthwith paid to the contractor (petitioner-firm).

5. At this stage, learned counsel for the petitioner submits that the petitioner would be satisfied in case, a *mandamus* is passed upon higher authorities, to take a final decision on the revised estimate, in a time bound manner.

6. Learned State counsel submits that he has no objection, in case a *mandamus* is passed upon respondent no.2, to take a final decision on the revised estimate, in a time bound manner.

7. In view of the above, at this stage, this Court deems it apt to dispose of the instant petition, with a *mandamus* upon respondent no.2, to take a final decision on the revised estimate *qua* the payment of third and final bill, within a period of one month from the date of receipt of certified copy of this order.

8. It goes without saying that in case approval is issued by respondent no.2, on the third and final bill, the respondent no.4, shall forthwith release the payments thereof, to the petitioner-firm.

9. However, in case the grievance of the petitioner-firm, still not redressed, it is at liberty to revive the instant petition.

10. **Disposed of** accordingly.

July 16, 2025
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No