



CWP-35078-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(273)

CWP-35078-2024

Date of Decision : 03.03.2025

M/s G.K. Constructions

...Petitioner

Versus

The State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Rajesh Girdhar, Advocate
Ms. Kirandeep Kaur, Advocate and
Mr. Chirag Girdhar, Advocate
for the petitioner.

Mr. Teevar Sharma, AAG, Punjab.

KULDEEP TIWARI, J.(ORAL)

1. This Court, vide order dated 14.01.2025, had passed the hereinafter extracted order, upon the instant writ petition :-

“The respondent No.5 has referred the matter to respondent No.2 regarding release of due payment for the work undertaken by the petitioner with indolent and lackadaisical approach, which propelled the petitioner to file the instant petition under Articles 226/227 of the Constitution of India for issuance of mandamus.

Notice of motion.

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

He seeks time to file a response to the instant petition.

Adjourned to 3.3.2025.

In the meanwhile, respondent Nos. 4 and 5 are directed to decide the claim of the petitioner by passing a speaking order. The exercise shall be carried out within one month



from today, and a copy of the decision, so taken, shall be placed on record, positively, on or before the next date of hearing.

In case the compliance of the aforesaid direction is not made, respondent nos.4 and 5 shall cause their personal appearance before this Court, on the next date of hearing.”

2. Today, learned counsel for the State, has placed on record the copy of a speaking order dated 10.02.2025, in the Court. The same is taken on record as ‘Annexure-A’.

3. The perusal of the speaking order reflects that the authorities concerned, has not disputed the due amount of Rs.45,95,001/-. However, the said amount has not been received from the client department, i.e. The Director, Higher Education Department, Punjab, SAS Nagar, Mohali, (respondent No.2). The order further speaks that the amount will be released to the petitioner, as and when the funds will be received from the client department.

4. In view of the above, this Court deems it fit and appropriate to pass a mandamus upon the respondent No.2, and the other competent respondent amongst the respondents, to make an endeavour, to take a final decision, qua the payment to the petitioner, within a period of three months, from the date of receipt of certified copy of this order/judgment.

5. **Disposed of** accordingly.

(KULDEEP TIWARI)
JUDGE

March 03, 2025

Manpreet

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