

IN THE HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT SRINAGAR

WP (C) No. 1348/2024
CM No. 3663/2024

M/S Creative League Constructions and ...Appellant/Petitioner(s)
Trading

Through: Mr. Shahbaz Sikander, Adv.

Vs.

Srinagar Municipal Corporation and Ors.

...Respondent(s)

Through: Mr. Sajad Ashraf, GA vice
Mr. Moomin Khan, Adv.

CORAM:

HON'BLE MR. JUSTICE WASIM SADIQ NARGAL, JUDGE

ORDER

28.06.2024

In the instant petition, the petitioner prays for the following reliefs:

“In the premises it is, therefore, prayed that the Hon’ble Court be pleased to issue writ of Mandamus, directing the respondents to release the amount of Rs. 11,32,000/- (Rupees Eleven Lacs Thirty Two Thousand Rupees only) due to petitioner for the execution of the work allotted to him in terms of contract dated 15-05-2017 and supplementary Agreement dated 14-02-2020 of the writ petition. Annexure I to the writ petition.”

02. The learned counsel appearing on behalf of petitioner submits that he would feel satisfied if this writ petition is disposed of at this stage with a direction to the respondents to treat this writ petition as representation on behalf of the petitioner and accord consideration to the same within the reasonable time frame.

03. On the asking of the Court, Mr. Sajad Ashraf, learned GA enters appearance vice Mr. Moomin Khan, learned counsel on behalf of respondents and is not averse to the disposal of the present petition at this stage or else to the prayer made by the counsel for the petitioner. However,

he submits that the representation of the petitioner would be considered in accordance with the rules and as per law occupying the field.

04. Heard learned counsel for the parties at length and perused the record.

05. Without issuing formal notice to the respondents, the present writ petition is taken up for final disposal at this stage with the consent of appearing counsel for the parties and is disposed of with a direction to the respondents to treat this writ petition as representation on behalf of the petitioner and accord consideration to the same strictly in conformity with the rules and as per law within a period of six weeks, from the date copy of the writ petition along with its Annexures as also a copy of this Order is made available to the respondents. The respondents are directed to accord due consideration to the fact that the payment order of balance payment of Rs. 11,32,000/- (Rupees Eleven Lacs Thirty Two Thousand Rupees) is pending in the office of F/A Chief Accounts Officer Srinagar Municipal Corporation since more than three year which is evident from bare perusal of Annexure V annexed with the instant petition.

06. Needless to say that in case the counsel for the petitioner intends to place on record any other document before the respondents, he shall be at liberty to do so within a period of one week from today. The order of consideration which is likely to be passed be provided to the petitioner through registered post

07. Writ petition **disposed of** along with connected CM in the manner as indicated above.

(WASIM SADIQ NARGAL)
JUDGE

SRINAGAR
28.06.2024
Sakeena