

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

125

CWP-9774-2024

Date of Decision: 30.04.2024

THE JANTA DHALE KE CO-OP L AND C SOCIETY LTD. MOGA

..... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Tajinder Pal Singh Makkar, Advocate
for the petitioner.

Ms. Harpriya Khaneka, DAG. Punjab.
for respondent No.1.

Mr. Saurav Verma, Advocate
for respondents No.2 to 4-Municipal Corporation, Moga.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing the respondents to release the due payment of Rs.20,72,000/- on account of the outstanding towards the work executed by the petitioner alongwith interest @ 12% per annum.

Learned counsel for the petitioner submits that with regard to his grievance, he has submitted representation dated 22.01.2024 (Annexure P-5) upon respondent-authorities, however, they have not released the amount in question.

Notice of motion.

Ms. Harpriya Khaneka, DAG, Punjab appears and accepts notice on behalf of respondents No.1.

Mr. Saurav Verma, who is the Additional Advocate General Haryana and would thus be on the panel of all statutory Board and

Corporations of the State of Punjab has been requested to accept notice on behalf of the respondents No.2 to 4-Municipal Corporation, Moga.

On the asking of the Court, he accepts notice on behalf of respondents No.2 to 4-Municipal Corporation, Moga.

Learned counsel for the petitioner, however, submits that at this juncture, he would be satisfied if respondent No.2-the Commissioner, Municipal Corporation, Moga is directed to consider and decide the representation dated 22.01.2024 (Annexure P-5) in a time bound manner.

Counsel for the respondents do not oppose the prayer made by the learned counsel for the petitioner.

Accordingly, in view of the above; with the consent of the parties and without commenting anything on the merits of the case, the present petition is disposed of while directing respondent No.2 to consider and decide the representation dated 22.01.2024 (Annexure P-5) by passing a reasoned and speaking order after affording an opportunity of hearing to the respective parties within a period of three months of the receipt of certified copy of this order.

Needless to mention that upon considering the said representation, if any amount is found due and payable to the petitioner, the same shall be disbursed in favour of the petitioner within a further period of three months.

Petition stands disposed of accordingly.

(VINOD S. BHARDWAJ)
JUDGE

APRIL 30, 2024

Vishal Sharma

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