

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

110

CWP-7664-2025

Date of Decision : May 08, 2025

M/S PUREWAL CONSTRUCTION

-PETITIONER

V/S

THE STATE OF PUNJAB AND OTHERS

-RESPONDENTS

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

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

Mr. Pardeep Bajaj, D.A.G., Punjab.

KULDEEP TIWARI, J. (ORAL)

1. In deference to the hereinafter extracted order passed by this Court on 20.03.2025, today the learned State counsel has placed on record the reply dated 16.04.2025, whereby, the Executive Engineer, Construction Division No.1, PWD (B&R), Hoshiarpur, has decided the petitioner's legal notice. A copy of the reply is supplied also to the learned counsel for the petitioner.

“The main grievance which propelled the present petitioner to approach this Court by casting instant petition under Article 226/227 of the Constitution of India, is the indolent and lackadaisical approach of the authority concerned, in not responding to the legal notice (Annexure P-8).

Notice of motion.

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

Adjourned to 23.04.2025.

In the meanwhile, the competent authority amongst the respondent, i.e. respondent no.5, is directed to make its all endeavours to take final decision on the legal notice (Annexure P-8), within a period of 02 weeks 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 no.5, shall cause his personal appearance before this Court made on the next date of hearing.

To be shown in the urgent list.

It is made clear that no further request for an adjournment shall be entertained on the next date of hearing, on behalf of either of the parties.”

2. The reply (supra) reveals that, the final calculated payment and the balance security deposit could not be released on account of pending inspection of Third Party Techno Financial Auditors. Moreover, the requisite funds are to be provided by the Punjab Mandi Board, which can only be demanded after receipt of final audit report from Third Party Techno Financial Auditors.

3. In view of the above, the instant writ petition is **disposed of** with a direction upon the Executive Engineer, Construction Division No.1, PWD (B&R), Hoshiarpur, to ensure the completion of inspection of Third Party Techno Financial Auditors within two months from today, and thereafter, take final decision with regard to payment. In case, any payment is found payable to the petitioner, the same shall be released within 15 days from the date it is found payable.

4. Moreover, in case, the petitioner has any grievance with regard to the balance payment, as calculated in the reply (supra), it is at

liberty to take the apposite legal recourse for redressal of such grievance.

5. Disposed of accordingly.

May 08, 2025
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(KULDEEP TIWARI)
JUDGE

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