



CWP-3927-2025

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

(286)

CWP-3927-2025

Date of Decision : 26.03.2025

Pranjal Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. D.K. Tuteja, Advocate
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.

KULDEEP TIWARI, J.(ORAL)

1. Through the instant writ petition, cast under Article 226 of the Constitution of India, a prayer is made for issuance of a mandamus, upon the respondents, to release the amount of various job works undertaken by the petitioner on the direction of the respondent/department, which were completed to the satisfaction of the respondent concerned, and the bill raised by the petitioner was never disputed.

2. Learned counsel for the petitioner submits that despite various representations and reminders, the petty bills amount, around 97 in numbers, was never paid. It was submitted that not even a single penny has been paid to the petitioner till date.

3. At the time of issuance of notice of motion in the instant petition, vide order dated 13.02.2025, this Court, had passed the hereinafter extracted order upon the instant writ petition :-



“The main grievance which propelled the present petitioner to approach this Court by casting instant petition under Article 226 of the Constitution of India, is the indolent and lackadaisical approach of the respondents authority concerned, in not deciding his legal notice dated 04.12.2024 (Annexure P-99).

Notice of motion.

Mr. Bhupender Singh, DAG, Haryana, accepts notice on behalf of all the respondents, and waives service.

Adjourned to 26.03.2025.

The competent authority amongst the respondents, i.e. respondent no.3, is directed to make its all endeavours to take final decision on the legal notice dated 04.12.2024 (Annexure P-99), within a period of 15 days from today, by passing a speaking order, 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.3, shall cause his personal appearance before this Court made on the next date of hearing.”

4. In deference to the directions (supra), issued by this Court, the compliance report dated 17.03.2025, by way of affidavit of Mr. Balvinder Nain, Executive Engineer, PHE, Division No.3, Rohtak, respondent No.4, has been filed on behalf of the respondents No.1 to 7, which is attached with the case file.

5. The compliance report (supra), voice about passing of an office order dated 06.03.2025 (Annexure R-1), which speaks that the bill raised by the petitioner has been processed, and special LOC of Rs.41.50 lacs, for making payment to the petitioner vide letter dated 06.03.2025, has been demanded by the office concerned, and the payment will be made within a



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period of eight months. The relevant extract of the office order (supra), is extracted hereinafter :-

“Whereas, the petitioner namely Sh. Pranjal Kumar, has filed CWP No. 3927 of 2025 before the Hon'ble High Court with the prayer that the representation (Annexure-P. 99) has not been decided by the authority concerned.

Whereas, the above said Civil Writ Petition came up for hearing on 13.02.2025 and the Hon'ble High Court has passed the Interim directions vide order dated 13.02.2025, to the respondents and adjourned the case for 26.03.2025. Operative part of this order is reproduced as under:-

5. “The Competent Authority amongst the respondents is directed to make endeavor to take a final decision on the representation (Annexure-P-99), 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.

6. In case, compliance of the aforesaid direction is not made, the respondent no. 2 shall cause his personal appearance before this court on the next date of hearing.”

In view of the above and in compliance of Interim directions dated 13.02.2025 given by this Hon'ble Court, claim of the petitioner projected in the representation (Annexure-P-99) has been considered at length and is hereby accepted and the payment of bill submitted by the petitioner could not be made due to the paucity of funds. It is submitted that a special LOC of Rs.41.50 Lacs for making payment to the petitioner vide letter no: 1014-15 dated 06-03-2025 has been demanded by this office and the payment will be made within a period of Eight months. Ordered accordingly.”

6. Learned counsel for the petitioner though has shown his satisfaction, with regard to the steps taken by the department concerned,



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however, he raised his only grievance with regard to the time period as sought by the respondents, to release the amount.

7. This Court, is also in consonance with the prayer made by the learned counsel for the petitioner, as the work was executed by the petitioner, way back in the year 2022, and admittedly, not even a single penny has been paid to the petitioner, therefore, the authorities concerned, is directed to make the payment to the petitioner, as recorded in the office order (supra), within a period of four months, from the date of receipt of certified copy of this order/judgment.

8. Consequently, the instant writ petition is **disposed of**.

(KULDEEP TIWARI)
JUDGE

March 26, 2025
Manpreet

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