



GOVERNMENT OF JAMMU AND KASHMIR
PUBLIC WORKS (R&B) DEPARTMENT

Civil Secretariat, J&K
(pwdrbdepartment@gmail.com)

Subject: CPOWP No. 187/ 2018 in OWP No. 165/2018 titled Girdhari Lal V/s Mr. Sanjeev Kumar, Commissioner/ Secretary to Government, Public Works (R&B) Department and Ors.

Government Order No. 276-PW (R&B) of 2024

Dated: 24-09-2024

Whereas, the petitioner has filed in OWP No. 165/ 2018 titled Girdhari Lal V/s State of J&K and others wherein the petitioner has alleged that he has successfully executed the work allotted to him i.e., "Construction of road from Jamola to Kha," District Rajouri, however, the amount due to the petitioner has not been paid. It was further contended that the petitioner has submitted a representation to respondent No.1 and has prayed before the Hon'ble Court to issue a direction directing the respondents to release the payment in favour of the petitioner against the work done by him for the construction of road from Jamola to Kha, District Rajouri, *and*;

Whereas, the Hon'ble High Court disposed of the above writ petition vide order dated 05.02.2018 with the following direction:-

"... In view of the aforesaid submissions and in the facts of case, this writ petition is disposed of with the direction to respondents No. 1 namely Comm/Secy to Govt. PW(R&B) J&K to decide the representation submitted by the petitioner by a speaking order within a period of two months from today".

Handwritten: **Whereas**, in compliance with the direction of the Hon'ble Court, the case of the petitioner has been examined in the Department and it has been found that the alleged work was never allotted to the petitioner, however, the same was taken up Departmentally and the petitioner was only engaged as Mate while executing the project/work, *and*;

Whereas, it has also been found from the available records that the petitioner has misrepresented the facts in his writ petition by stating that he has executed the work for an amount of Rs. 47.00 Lakh. During examination of record, it has come forth that the instant work was taken up departmentally. Against the approved work estimates of Rs. 14.80 Lakh the petitioner has executed the work

as Mate for an amount of Rs. 16.65 Lakh only which stands already release in favour of the petitioner as per the statement given below:-

Year	CV No. /date	Net Amount of Bill (in Rs.)
2011-12	661 of 03/2012	215570
2012-13	506 of 03/2013	212900
2013-14	138 of 02/2014	25860
2014-15	104 of 03/2015 188 of 03/2015	112780 127570
2015-16	110 of 17.11.2017	25200
2016-17	698 of 29.03.2017 699 of 29.03.2017	477660 467510
Total		1665050

Whereas, during the examination of the case, it has also been found that the due payment has already been made in full to the petitioner up to the extent of work executed by him at site during the period. The work was executed departmentally for approved/ estimated cost of Rs.14.80 lakh and petitioner was engaged as Mate and the petitioner had executed works amounting to Rs.16.65 Lakh only, which stands paid in full from time to time as per the funds received by the office of Executive Engineer, PWD(R&B) Division Rajouri and there is nothing outstanding towards the petitioner from the answering respondents, *and*;

Now therefore, in view of the above facts and circumstances and in compliance with the order dated 05.02.2018 of the Hon'ble Court and after considering the representation of the petitioner, the case of the petitioner has been found devoid of merit and is therefore rejected.

By order of the Government of Jammu & Kashmir.

Sd/-
(Bhupinder Kumar) IAS,
Secretary to Government
Public Works(R&B) Department

No:-PWD-LIT/343/2024-05(7578072)

Dated: 24 -09-2024

Copy to the:-

1. Principal Secretary to Hon'ble Lieutenant Governor, J&K.
2. Joint Secretary (J&K), Ministry of Home Affairs, Government of India, New Delhi.
3. Director, Archives & Archeology & Museum Department J&K, Jammu.
4. Chief Engineer, PW(R&B) Department, Pir Panjal.

*Sanjiv
Raj*

5. OSD to Advisor (B) to the Hon'ble Lieutenant Governor, J&K.
6. Private Secretary to Secretary to the Government Public Works(R&B) Department.
7. Concerned _____ Petitioner for Information.
8. In-Charge Website, PW(R&B) Department.
9. Government Order file/ Concerned file (W.2.s.c).

Namrita Wanchoo
24.09.2024

Namrita Wanchoo,

Under Secretary to the Government,
Public Works (R&B) Department.

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