

**CWPIL No. 14 of 2017.**

02.01.2018. Present: Ms. Shreya Chauhan, Advocate as Amicus Curiae.

Mr. M.A. Khan, Additional Advocate General and Mr. J.K. Verma, Deputy Advocate General, for the respondents/State.

Mr. Neeraj Gupta, Advocate, for respondent No.5.

Mr. Aman Sood, Advocate, for respondent No.6.

Mr. Surinder Saklani, Advocate, for respondents No. 7 and 10.

Mr. Rajesh Sharma, ASGI, for respondent No. 8.

Contractors Balak Ram Sharma, respondent No.7,

Mr. Sanjay Kumar Sharma, respondent No.9 and Mr.

Munish Kumar Sharma, respondent No.10 present in person.

**CMP No \_\_\_\_\_ of 2018.**

Be registered.

Mr. Surinder Saklani, Advocate, for respondents No.

7 and 10 has handed over an application on behalf of respondent No.7, namely, Balak Ram, seeking extension of time for complying with the undertaking furnished to this Court. In terms of the application, the work shall be positively completed on or before 31<sup>st</sup> January, 2018.

The contractor has also filed an undertaking to similar effect which is accepted and taken on record. He has been made aware of the consequence of breach thereof. We hope and expect the contractor to complete erection of retaining wall from RD14/135 to RD14/170 within the aforesaid period. We clarify that if the work is not executed within the aforesaid period, the contractor shall be liable to pay damages as also interest to be assessed lateron. We reiterate our earlier order that no payment shall be released to

the said contractor without the leave of the Court. Application stands disposed of.

In so far as respondent No.9, namely Sanjay Kumar Sharma is concerned, he has already furnished an undertaking which he reiterates that the work shall be completed on or before 31.3.2018. He has been made aware of the consequences of breach thereof.

In so far as respondent No.10, namely, Munish Kumar Sharma, is concerned, he has also already furnished an undertaking which he reiterates that the work shall be completed on or before 14.9.2018. He has also been made aware of the consequences of breach thereof.

In so far as construction of 8 km of road is concerned, learned Assistant Solicitor General of India states that the matter is under process and latest status report shall be filed within one week.

List on **9<sup>th</sup> January, 2018.**

The contractors need not be present on next date of hearing.

However, for the purpose of filing the latest status report, matter is adjourned for 12<sup>th</sup> March, 2018, on which date, they shall remain present in Court.

**(Sanjay Karol)**  
**Acting Chief Justice.**

**(Ajay Mohan Goel)**  
**Judge.**

**January 02, 2018.**  
(cm)

