



| SL. No. | Date | Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures | COURT'S OR JUDGE'S ORDERS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
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|         |      |                                                                                                  | <p><b><u>WPMS/2860/2026</u></b></p> <p>M/s Amit Traders Through Its Partner<br/>Rajeev Agrawal<br/>--Petitioner</p> <p style="text-align: center;"><b>Versus</b></p> <p>State Of Uttarakhand<br/>--Respondent</p> <p>With<br/><b><u>WPMS/2912/2026</u></b><br/><b><u>Hon'ble Manoj Kumar Tiwari, J.</u></b></p> <p>Mr. Arvind Kumar Sharma, Advocate for the petitioner.</p> <p>Mr. Yogesh Pandey, Deputy Advocate General and Mr. Pradeep Hairiya, Additional CSC for the State.</p> <p>Ms. Aananya Jain, Advocate holding brief of Mr. Sandeep Kothari, Advocate for the respondent.</p> <p>2. Since common questions of facts and law are involved in these petitions, therefore, these are being heard and decided together. However, for the sake of brevity and convenience, facts of Writ Petition (MS) No. 2860 of 2026, alone are being considered and discussed.</p> <p>3. According to petitioner, he was awarded a contract for civil work by Nagar Nigam, Haridwar and more than 80% of the work is completed to the satisfaction of the concerned</p> |



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|  |  |  | <p>authority; however, payment due for such work has not been released in favour of the petitioner.</p> <p>4. By means of Writ Petition (MS) No. 2860 of 2026, petitioner has sought the following reliefs:</p> <p>“(i) Issue a writ, order or direction in the nature of mandamus direction the respondents authorities to make the payment of Rs. 7,44,00,000/- (Rupees Seven Crore, Forty Four Lakh Only) to the petitioner as it has completed work in terms of the Agreement.</p> <p>(ii) Issue a writ, order or direction in nature of mandamus direction the respondents authorities to make the payment of Rs. 7,44,00,000/- (Rupees Seven Crore, Forty Four Lakh Only) with interest 18% interest to the petitioner as it has completed work in terms of the Agreement.”</p> <p>5. Learned counsel for the petitioner submits that in the contract executed between petitioner and Nagar Nigam, there is no arbitration clause, therefore petitioner has no other remedy but to approach this Court.</p> <p>6. If what is contended on behalf of petitioner is correct, then petitioner shall be at liberty to approach the Municipal Commissioner concerned by making representation. If petitioner makes representation within two weeks from today, decision thereupon shall be taken, as per law,</p> |
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within eight months thereafter.

7. If there is arbitration clause in the contract, then Municipal Commissioner concerned shall inform the petitioner about existence of the same, within two weeks from date of receiving of certified copy of this order.

8. Writ petitions are, accordingly, disposed of.

**(Manoj Kumar Tiwari, J.)**

05.10.2026

Mahinder

MAHINDER SINGH

Digitally signed by MAHINDER SINGH  
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