

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

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**Civil Writ Petition No.12780 of 2015
Date of decision: 01.07.2015**

Madan Lal

....Petitioner

versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. Whether Reporters of local papers may be allowed to see the judgment? Yes/No
2. To be referred to the Reporters or not? Yes/No
3. Whether the judgment should be reported in the Digest? Yes/No

Present: Mr. Raman B. Garg, Advocate
for the petitioner.

DAYA CHAUDHARY, J.

The present petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to pay all retiral benefits to the petitioner i.e. Gratuity, Leave compensation salary, provident fund as well as revision of pay w.e.f. 01.01.2006 along with interest @ 18% per annum. A further prayer has also been made to pay unpaid salary w.e.f. 01.04.2007 to 31.03.2008 to the petitioner.

Learned counsel for the petitioner submits that the petitioner retired on 31.03.2008 after attaining the age of superannuation but pensionary benefits have not been released so far. Learned counsel also submits that the petitioner moved a representation dated 26.04.2010 (Annexure P-6) and thereafter, a legal notice dated 02.03.2015(Annexure P-7) was also served upon the respondents, but still no action has been taken so far. Learned

counsel also submits that the petitioner would be satisfied, in case, the directions are issued to respondent No.3 to decide legal notice dated 02.03.2015 (Annexure P-7).

Keeping in view the limited prayer of the petitioner and without commenting anything on the merits of the case, the present petition is disposed of with a direction to respondent No.3 to take action on legal notice dated 02.03.2015 (Annexure P-7) in accordance with law. In case, the petitioner is found entitled for the claim made in the legal notice, the same be released within a period of three months from the date of receipt of copy of this order.

(DAYA CHAUDHARY)
JUDGE

July 01, 2015
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