

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

CWP-13704-2015 (O&M)  
Date of decision : 13.07.2015

Narinder Kumar and others

...Petitioners

Versus

State of Punjab and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN**

Present: Ms. Riti Aggarwal, Advocate for the petitioner.

**JITENDRA CHAUHAN, J.**

Prayer in the present petition filed under Articles 226/227 of the Constitution of India, is for issuance of a direction to the respondents to release the gratuity of the petitioners in terms of the provisions of the Payment of Gratuity Act, 1972, along with interest.

It is contended that the case of the petitioners is squarely covered by the decision rendered in CWP No.15423 of 2008, titled as ***Municipal Council, Pathankot Vs. Appellate Authority under the Payment of Gratuity Act and others*** (Annexure P-3). The learned counsel further submits that for the redressal of their grievance, the petitioners have served legal notice, Annexure P-5, which is still pending.

Keeping in view the prayer made in the petition, without advertng to the merits of the case, at this stage, the present petition is disposed of with a direction to the competent authority, to examine the

case of the petitioners as to whether the same is covered by the ratio of law laid down in Annexure P-3, within a period of three months from the date of receipt of a certified copy of this order and if the answer is in affirmative, the consequential benefits be released to the petitioners within a period of eight weeks thereafter. In the eventuality of its not being covered by Annexure P-3, the competent authority shall pass a speaking order on the legal notice, Annexure P-5, as per law.

Disposed of.

**13.07.2015**

*atulsethi*

**(JITENDRA CHAUHAN)**  
**JUDGE**