

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

CWP-13935-2015 (O&M)
Date of decision : 15.07.2015

Murti Devi and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Pawan Kumar Goklaney, Advocate,
for the petitioners.

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-2).

Having regard to the nature of the order being passed, there appears to be no necessity to call upon the respondents to file their counter replies/affidavits, at this stage.

In the circumstances, the present petition is disposed of with a direction to the competent authority, to treat the present petition

as representation and examine the case of the petitioner as to whether the it is covered by the ratio of law laid down in Annexure P-2, 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 two months thereafter. In the eventuality of its not being covered by Annexure P-2, the competent authority shall pass a speaking order on the representation, as per law.

Disposed of.

15.07.2015

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(JITENDRA CHAUHAN)
JUDGE