

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

CWP-15164-2015 (O&M)
Date of decision : 28.07.2015

Rekha Rani

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Amit Gupta, Advocate,
for Mr. Vipin Mahajan, Advocate,
for the petitioner.

JITENDRA CHAUHAN, J.

Prayer in the present petition filed under Articles 226/227 of the Constitution of India, is for grant of interest on the delayed payment of retiral dues of the petitioner's husband (since deceased).

It is contended that the case of the petitioner is squarely covered by the ratio of law laid down in *The Financial Commissioner, Haryana Vs. Hasan Singh Kanwar, 2010(1) SLR 788* and *A.S. Randhawa Vs. State of Punjab, 1997(3) S.C.T. 468*. It is further submitted that for the redressal of her grievance, the petitioner has served legal notice dated 12.09.2013, Annexure P-4, however, the same has not been decided so far.

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 decide the legal notice dated 12.09.2013, Annexure P-4, by examining as to whether the case of the petitioner is covered by the ratio of law laid down in Hasan Kanwar's case and A.S. Randhawa's case (supra), within a period of two months from the date of receipt of a certified copy of this order and if the answer is in affirmative, then interest @ 8% per annum on the delayed payment of the retiral dues be released to the petitioner within a period of two months thereafter.

Disposed of.

28.07.2015

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(JITENDRA CHAUHAN)
JUDGE