

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

CWP-15197-2015 (O&M)
Date of decision : 28.07.2015

Sukh Chand

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Vishal Rattan, Advocate for the petitioner.

JITENDRA CHAUHAN, J.

By way of the present writ petition filed under Articles 226/227 of the Constitution of India, the petitioner, inter alia, seeks partial quashing of the Gratuity Payment order dated 09.05.2013 (P-7) and letter dated 17.11.2014 issued by respondent No.4 (Annexure P-9), whereby, the pension case of the petitioner has been rejected.

The learned counsel contends that the case of the petitioner is squarely covered by the ratio of law laid down in ***Mohinder Singh Vs. State of Punjab and others***, CWP No.3145 of 2010, decided on 18.08.2011. He further submits that for the redressal of his grievance, the petitioner has served a legal notice dated 15.06.2015 (Annexure P-14), 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, without advertng to the merits of the case, the present petition is disposed of with a direction to the competent authority, to decide the legal notice dated 15.06.2015 (Annexure P-4), in terms of the judgment passed in Mohinder Sing's case (supra), by passing a speaking order, within a period of three months from the date of receipt of a certified copy of this order.

Disposed of.

28.07.2015

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(JITENDRA CHAUHAN)
JUDGE