

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.18943 of 2015

Date of decision: 09.09.2015

Rajinder Parsad

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: MR.JUSTICE G.S.SANDHAWALIA

Present: Mr. Surinder Gaur, Advocate for
Mr. Surinder Garg, Advocate for the petitioner

G.S.SANDHAWALIA, J, (Oral)

The relief claimed in the present writ petition is for issuance of a direction to the respondents to release the retiral benefits of the petitioner including the gratuity, leave encashment and GPF etc. along with interest at the rate of 18% per annum.

The case of the petitioner is that he retired on 31.3.2015 from the office of the Municipal Council, Jaitu, District Faridkot and his full retiral dues have not been paid. A legal notice dated 19.7.2015 (Annexure P/2) has been served upon the respondents but no action is being taken.

Counsel for the petitioner submits that he would be satisfied if a direction is issued to respondent no.4 to decide the legal notice dated 19.7.2015 (Annexure P/2) within some time frame.

Keeping in view the limited relief sought by the petitioner, without calling upon the said respondent to file reply, the present writ petition is disposed of with a direction to respondent no.4 to take action on the legal notice dated 19.7.2015 (Annexure P/2) within a period of two months from today and ensure that the due retiral benefits of the petitioner are paid to him. If the payment is due and not made to the petitioner within

aforesaid specified period, the petitioner shall be entitled for interest at the rate of 10% per annum. However, in case any adverse order is to be passed on account of some demand outstanding then the said order containing reasons shall be communicated to the petitioner within aforesaid period.

The present writ petition is disposed off with the aforesaid directions.

September 09, 2015
Pka

(G.S.SANDHAWALIA)
Judge