

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CWP-25075-2015****Date of Decision: 02.12.2015**

Ram Kumar

---Petitioner

Vs.

State of Haryana and others

-----Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

--

Present: Mr. Chanderhas Yadav, Advocate
for the petitioner.

HARINDER SINGH SIDHU, J.

The petitioner retired as Assistant Sub Station Attendant on 29.02.2012. However, retiral benefits were not paid to him. He filed CWP No.2612 of 2013 (Annexure P-6) which was disposed of with the direction to respondent to take a decision on the legal notice served by the petitioner by passing a speaking order thereon. Pursuant to the aforesaid directions, the order dated 08.01.2014 (Annexure P-7) was passed giving details of the payment under various heads made to the petitioner and it was also mentioned therein that the entire retiral benefits of the petitioner had disbursed to him.

Learned counsel for the petitioner states that LTC for the block year 2012-2015 was wrongly calculated by taking his basic pay as ₹17750/-, whereas, his actual basic pay was ₹19620/-. He further states that against the actual amount of ₹103501/- due towards arrears of ACP, the petitioner had got only an amount of ₹77355/-.

Aggrieved of the aforesaid, the petitioner has filed this writ petition seeking directions to the respondents to pay the actual amount which is due to him. In this regard, the petitioner has also served a legal notice dated 20.05.2015 (Annexure P-8).

Learned counsel for the petitioner states, that at this stage, the petitioner will be satisfied, if directions are issued to respondent No.2 to take a decision on the aforesaid legal notice in respect of aforesaid two claims payable to him.

In view of above, without commenting on the merits of the case, this petition is disposed of with a direction to respondent No.2 to consider and decide the claim of the petitioner with regard to the aforesaid two claims as detailed in the legal notice dated 20.05.2015 (Annexure P-8) expeditiously, preferably, within a period of three months from the date of receipt of a certified copy of this order.

02.12.2015
dkw

(Harinder Singh Sidhu)
Judge