

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

**CWP No.25803 of 2015
Decided on : 09.12.2015**

Sulakshan Sharma

... Petitioner

Versus

State of Punjab & others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present : Mrs.Manveen Kahlon, Advocate, for the petitioner.

Mr.R.S.Sidhu, AAG, Punjab.

G.S. Sandhawalia , J. (Oral)

The petitioner seeks the release of retiral benefits (Leave Encashment/Gratuity) with all consequential benefits @ 12% per annum.

It is the case of the petitioner that she had joined as Arts & Crafts Trainer under the TRYSEM Scheme on 14.04.1983 with the Deputy Commissioner (Development) Rural Development Agency, Gurdaspur and continued on temporary basis after renewal every year till 1992. On 15.01.1992, she was appointed as Gram Sewika and has retired on 30.11.2014. There was no complaint, as such, against her. But inspite of that, her Gratuity and Leave Encashment has been withheld.

Counsel for the petitioner submits that a representation dated 20.05.2015 (Annexure P7) has been made to respondent No.3 but no action has been taken on the said request.

Notice of motion.

Mr.Sidhu accepts notice on behalf of the respondents.

Keeping in view the limited relief sought, this Court is of the opinion that reply need not be filed by the State.

Accordingly, without commenting on the merits of the case, the present writ petition is disposed of with a direction to respondent No.3 to take a decision on the legal notice dated 20.05.2015 (Annexure P7), within a period of 3 months from the receipt of a certified copy of this order. In case the petitioner is found entitled for the said benefits, payments be made to her within a period of 2 months, thereafter. In case the petitioner is not found entitled for the said relief, reasoned order be passed and be conveyed to the petitioner.

With the above directions, the present writ petition stands disposed of.

DECEMBER 09, 2015
sailesh

(G.S. SANDHAWALIA)
JUDGE