

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

CWP No.8168 of 2015
Date of decision: 06.05.2015

Manpreet Kaur

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. KR Dhawan, Advocate, for the petitioner.

1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

ARUN PALLI J. (Oral)

Writ in the nature of mandamus is prayed for, so as to direct the respondents to deposit the amount of CPF deducted from the salary of the petitioner along with the State's contribution in her account i.e. No.65095438008. Petitioner was appointed as ETT teacher vide appointment letter dated 29.06.2006 (Annexure P1). Her CPF account was opened in the State Bank of Patiala, Zira i.e. respondent No.4, and the account was joint with BDPO, Zira i.e. respondent No.3. However, the CPF deducted from the salary of the petitioner as well as the State's contribution was wrongly deposited in the account of the namesake of the petitioner i.e.

some other Manpreet Kaur, by respondents No.3 & 4. That being so, petitioner represented to the BDPO, Zira vide representation dated 15.09.2014 (Annexure P3) and also served a legal notice upon the said respondent. In response, respondent No.3 conveyed to the petitioner that the correspondence with Manpreet Kaur in whose account the amount was wrongly credited and also with the bank was in process. As despite a lapse of considerable time, nothing tangible emerged, respondents No.2 to 4, were again served upon a legal notice dated 14.02.2015 (Annexure P5). But that too has not been heeded to.

Learned counsel for the petitioner submits that inaction at the instance of the respondents is writ large on the face of the record. Apparently, the respondents have failed to rectify the mistake. He submits that let this petition, at this stage, be disposed of only with a direction to respondents No.2 to 4, to consider and decide the legal notice (Annexure P5), served by the petitioner, within a specified time.

That being so, and without expressing any opinion on merits, this petition is disposed of only with a direction to respondents No.2 to 4, to consider and decide the claim of the petitioner, as set out in his legal notice dated 14.02.2015 (Annexure P5), strictly in accordance with law, within a period of 3 months from the receipt of certified copy of this order.

Needless to assert, a comprehensive order shall be passed,
assigning reasons in support of the decision arrived at.

May 6, 2015
Rajan

(Arun Palli)
Judge