

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

CWP No. 9088 of 2015 (O&M)

Date of decision: 08.05.2015

Mahavir Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

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

Jitendra Chauhan, J. (Oral)

By way of the instant writ petition, under Articles 226/227 of the Constitution of India, the petitioner seeks issuance of directions to release the gratuity amount of Rs. 2,31,478/- which is stated to be withheld by the respondents without any reason.

The learned counsel refers to Annexure P-3, issued by respondent No.4 whereby the respondent No.3 was directed to release the remaining payment of DCRG in favour of the petitioner. Despite the specific communication to respondent No.3, the remaining amount has not been paid.

In the circumstances, without adverting to the merits of the case, the present petition is disposed of with a direction to the respondent No.3 that if there is no charge sheet or disciplinary proceedings pending against the petitioner, the remaining amount of gratuity shall be released along with interest @ 8% p.a., in view of the law laid down in case of *The Financial Commissioner and Principal Secretary to Govt. of Haryana, Irrigation Department, Civil Secretariat, Chandigarh Vs. Hasan Singh Kanwar, 2010(1) SLR 788*, within a period of four months from the date of receipt of a certified copy of this order.

08.05.2015

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**(JITENDRA CHAUHAN)
JUDGE**