

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

CWP-9377-2015 (O&M)
Date of decision : 13.05.2015

Rajinder Kumar and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Ms. Riti Aggarwal, Advocate for the petitioners.

JITENDRA CHAUHAN, J.

The petitioners seek issuance of a direction to the respondents to release the gratuity as per the provisions of the Payment of Gratuity Act, 1972, along with interest @ 18% from the date it became due till its payment.

The learned counsel contends that for the redressal of their grievance, the petitioners have served a legal notice dated 07.11.2014, Annexure P-5, however, the same has not been decided so far. She further states that the petitioners will be satisfied in case the same is ordered to be decided by the competent authority in terms of the order passed by this Court in CWP No.15423 of 2008 titled as ***Municipal Council, Pathankot Vs. Appellate Authority under the Payment of Gratuity Act and others*** and CWP No.6905 of 2006, titled as ***Krishan Lal Aggarwal and others Vs. State of Punjab and others***.

Keeping in view the prayer made in the petition, without advertng to the merits of the case, at this stage, the present petition is disposed of with a direction to the competent authority, to examine the matter and if on examination, the competent authority reaches to a conclusion that the case of the petitioner is covered by the ratio of law laid down in the preceding para, in that eventuality, the consequential order be passed within a period of four months from the date of receipt of a certified copy of this order.

Disposed of.

13.05.2015

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(JITENDRA CHAUHAN)
JUDGE