

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

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**CWP-21910 of 2016
DATE OF DECISION:21.10.2016**

INDRAJ AND ORS.

... Petitioners

V.

STATE OF PUNJAB AND ORS.

.. Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Peeush Gagneja, Advocate
for the petitioners.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners who have retired from Municipal Council, Abohar, are seeking a direction to respondents to pay them gratuity under the provisions of Payment of Gratuity Act, 1972. Learned counsel for the petitioners submits that he shall be satisfied if the petition is disposed of with a direction to the respondents to decide the representation of the petitioners in the light of the judgment in case of **Municipal Council, Pathankot v. The Appellate Authority** bearing **CWP No.15423 of 2008** decided on **29.9.2008**.

Without making any observations on merits of the case, I deem it appropriate to dispose of this writ petition with a direction to respondent No.2 to consider and decide legal notice of the petitioner by keeping in view the judgment in the case of **Municipal Council, Pathankot v. The Appellate Authority (supra)** and other relevant material within a period of three months from the date of receipt of certified copy of this order. In case, petitioners are held entitled to grant of gratuity, the same be disbursed to them within a

period of two months thereafter. Otherwise the respondents should pass a speaking order which would be communicated to the petitioners.

The petition stands disposed of accordingly.

October 21, 2016

SwarnjitS

**(ANUPINDER SINGH GREWAL)
JUDGE**

Note:

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No