

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

**CWP No.25008 of 2015
Decided on : 01.02.2016**

Charanjit Singh

... Petitioner

Versus

State of Punjab & others

... Respondents

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

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

G.S. Sandhawalia , J. (Oral)

The petitioner seeks the release of pension and other retiral benefits along with interest for the delayed period.

It is the pleaded case of the petitioner that he retired as Inspector from respondent No.3-Municipal Council, Muktsar Sahib on 30.09.2013 and thereafter, was granted 2 years' extension of service, which expired on 30.09.2015 (Annexure P1). Respondent No.4 communicated to respondent No.2 that there was no complaint, departmental enquiry or Court case against the petitioner and requested for the issuance of the No Dues Certificate on 09.10.2015. The petitioner had requested for the payment of his retiral dues on 30.10.2015 (Annexure P3) but the same still remains unpaid.

Counsel for the petitioner submits that the petitioner would be satisfied if a time-bound direction is given for the redressal of the grievances of the petitioner.

Notice of motion.

Mr.R.S.Sidhu, AAG, Punjab accepts notice on behalf of respondents No.1 & 2. Copy of the paperbook has been supplied to him.

Keeping in view the limited relief sought and the fact that the petitioner is entitled, as per law, regarding the retiral dues along with interest, if there is inordinate delay, in view of the Full Bench judgment of this Court in **A.S.Randhawa Vs. State of Punjab & others 1997 (3) SCT 468**, this Court does not feel it necessary to ask the respondents to file reply.

Accordingly, without commenting upon the merits of the case, the present writ petition is disposed of, with a direction to respondent No.2 to ensure that the retiral dues of the petitioner are paid, within a period of 2 months from the receipt of a certified copy of this order. The said respondent shall also take into consideration the issue of delay in the release of the retiral benefits and the liability of the respondents to pay the interest, as per the judgment of the Full Bench in the case of **A.S.Randhawa** (supra). In case there is no legal impediment , the retiral dues along with interest be disbursed, one month thereafter. In case the amount is to be denied, a speaking order be passed and the same be conveyed to the petitioner.

FEBRUARY 01, 2016
sailesh

(G.S. SANDHAWALIA)
JUDGE