

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

**CWP No.809 of 2016
Decided on : 15.01.2016**

Surinder Singh

... Petitioner

Versus

State of Punjab & others

... Respondents

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

Present : Mr.Vijay Rana, Advocate, for the petitioner.

G.S. Sandhawalia , J. (Oral)

The petitioner seeks the release of his retiral benefits, i.e., pension, gratuity, leave encashment along with interest @ 12% per annum, from the date of his retirement, i.e., on 31.05.2015.

The pleaded case of the petitioner is that he was serving as Inspector with respondent No.4-Council and is entitled for his retiral dues. Various representations were made on 09.07.2015, 11.08.2015 and 30.08.2015 (Annexures P1 to P3, respectively). Thereafter, a legal notice dated 28.09.2015 (Annexure P4) has also been served upon the respondents. In pursuance of that, only part payment of the General Provident Fund of the sum has been made of Rs.2,75,000/- vide cheque dated 23.07.2015 and a sum of Rs.3,00,000/- was paid as part payment of the leave encashment vide cheque dated 09.12.2015. The balance amounts are still due.

Counsel for the petitioner submits that the petitioner would be satisfied if a time-bound direction is given to respondent No.3 to ensure that the balance payment of the retiral dues be made.

Keeping in view the limited controversy involved, this Court does not feel it necessary to call 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.3 to ensure that the balance of the retiral dues of the petitioner are paid along with interest, within a period of 2 months from the receipt of a certified copy of this order, in the light of the Full Bench judgment of this Court in **A.S.Randhawa Vs. State of Punjab & others 1997 (3) SCT 468**. In case the amount is to be denied, a reasoned order be passed and the same be conveyed to the petitioner.

JANUARY 15, 2016
sailesh

(G.S. SANDHAWALIA)
JUDGE