

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

Sr. No.252

Civil Writ Petition No.17029 of 2016
DECIDED ON: July 28, 2017

JASPAL SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB AND ORS.

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Gursharan Kaur Mann, Advocate,
for the petitioner.

Ms. Jasleen Kaur Sidhu, AAG, Punjab.

JASPAL SINGH, J. (ORAL)

By virtue of the instant civil writ petition preferred under Articles 226/227 of the Constitution of India, petitioner has sought issuance of a writ particularly in the nature of mandamus directing the respondents to release/disburse the pensionary benefits to the petitioner i.e. leave encashment, gratuity, GIS, pension, who stood retired on September 16, 2015 as well as for grant of interest @ 18% per annum on the delayed payments of pensionary benefits.

2. The contention of learned counsel for the petitioner that though petitioner stood retired on September 16, 2015 and various representations

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including representation dated July 20, 2016 (Annexure P-2) has been moved to the concerned authorities for release of pensionary benefits but till date no conscious decision has been taken.

3. Learned counsel for the petitioner further submits that she feels satisfied in case a direction is issued to respondents No.1 & 2 to decide his representation dated July 20, 2016 (Annexure P-2) in a time bound manner.

4. Accordingly, instant petition is disposed of with a direction to respondent Nos.1 & 2 to look into the grievances unfolded by the petitioner in his representation dated July 20, 2016 (Annexure P-2) and to take a conscious decision within a period of three months' from the date of receipt of certified copy of this order. Respondents No.1 & 2 are further directed to release the payments of amount, in case, they come to the conclusion that claim put forth by the petitioner is legally and factually justified at the time of release of pensionary benefits and further directed to consider the factum of payment of interest in pursuance of the judgment captioned as ***A.J. Randhawa Supdg. Engineer vs State Of Punjab and ors., (1997) 117 PLR 6*** passed by this Court.

5. However, if petitioner still feel aggrieved by any order of the afore-said authority, he shall be at liberty to approach this Court.

July 28, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes/No
Yes/No**