

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.15309 of 2017
DECIDED ON: July 17, 2017

DR. VINAY KUMAR KHULLAR

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Gagneshwar Walia, Advocate,
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Article 226 of the Constitution of India, petitioner has sought issuance of a writ in the nature of mandamus, directing the respondents to re-fix-recalculate the retiral benefits of the petitioner i.e. pension, commuted pension, gratuity and leave encashment on the basis of last drawn pay i.e. ₹90,025/- restricted to ₹85,000/- as per calculation sheet issued by respondent No.3.

2. Learned counsel for the petitioner contends that representation dated 18.08.2016 was made by the petitioner to Civil Surgeon, Mansa, Punjab, in response to which, vide letter No.Admn.-2/2017/426 dated 10.03.2017, it has been intimated that revised pension case of the petitioner has been sent to the

Accountant General (A&E), Punjab, Chandigarh for necessary sanction but the

same has not been revised.

3. Learned counsel for the petitioner further submits that despite the fact that a period of 4 months has been elapsed, the Accountant General (A&E), Punjab, Chandigarh has not taken any action and matter is still lingering on.

4. Instant petition is disposed of with a direction to respondent No.4- Principal Accountant General (A&E), Punjab, Sector 17, Chandigarh to consider the revised pension case of the petitioner within a period of two months from the date of receipt of certified copy of this order and take a decision in accordance with law as well as Rules applicable to the petitioner. In case, the concerned authority comes to the conclusion that petitioner is entitled to the benefits claimed by him, the same be disbursed to him within a period of two months thereafter.

July 17, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes*

Whether reportable *Yes/No*