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

237

**Civil Writ Petition No.1667 of 2017
Date of Decision: October 06, 2017**

Chhottu Devi ...Petitioner

versus

State of Punjab and others ...Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE AMIT RAWAL**

Present: Mr. B.S. Mittal, Advocate for the petitioner.

Mr. Shireesh Gupta, Sr. DAG, Punjab.

Mr. Aman Sharma, Advocate for respondent No.3.

AJAY KUMAR MITTAL, J. (Oral)

In this writ petition filed under Article 226 of the Constitution of India, the petitioner has prayed for issuance of a writ in the nature of mandamus for directing the respondents to release the provident fund, gratuity, leave encashment, arrears of dearness allowance and arrears of salary and other due retiral benefits alongwith interest @ 12% p.a.

2. In response to the notice having been issued, an affidavit dated 06.10.2017 of Sh. Sukhjinder Singh Sidhu, Executive Officer, Municipal Council Maur, District Bathinda on behalf of

respondent No.3 has been filed in Court today, which is taken on record, subject to all just exceptions. It has been stated in the affidavit that all the retiral benefits along with interest have been released to the petitioner. The details of payments made have been given in para No.4 of the affidavit which read thus:-

“4. That it is pertinent to mention here that after scrutinizing the service records of the petitioner, office of the deponent after calculating the due amounts of retiral benefits has released the following payments mentioned below :-

Sr. No.	Head of Payment	Amount Due	Amount paid	Remarks
1.	Gratuity	Rs.6,57,617/-	Rs.50,000/- vide Cheque No.011596 dated 24.06.2016	Rs. 12,06,758/- Paid
2.	Leave Encashment	Rs.3,12,290/-	Rs.1,50,000/- vide Cheque No.011598 dated 30.06.2016	
3.	PF	Rs.2,17,554/-	Rs.2,00,000/- vide Cheque No.098022 dated 19.04.2017	
4.	Interest @ 9%	Rs.19,297/-	Rs.1,35,000/- vide Cheque No.098030 dated 19.04.2017	
			Rs.2,00,000/- vide Cheque No.098038 dated 21.06.2017	
			Rs.3,10,122/- vide Cheque No.098078 dated 19.09.2017	
			Rs.1,61,636/- vide Cheque No.470677 dated 03.10.2017	
Total		Rs.12,06,758/-	Rs.12,06,758/-	

It is pertinent to mention here that no other retiral benefits are due to be paid to the petitioner by the office

of the deponent, as all the retiral benefits have been paid by the deponent.”

3. In view of the above, it was stated by learned counsel for respondent No.3 that grievance of the petitioner has been redressed.

4. Accordingly, the writ petition has been rendered infructuous and the same is disposed of as such. However, liberty is granted to the petitioner to move an application for revival of the writ petition, in case something survives therein.

(AJAY KUMAR MITTAL)
JUDGE

October 06, 2017
sonia gugnani

(AMIT RAWAL)
JUDGE

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No