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

237(2)

**Civil Writ Petition No.1668 of 2017  
Date of Decision: October 06, 2017**

Krishna Devi

...Petitioner

versus

State of Punjab and others

...Respondents

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

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

Mr. Shireesh Gupta, Sr. DAG, Punjab.

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

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**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

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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.011595 dated 24.06.2016   | <b>Rs. 13,61,332/- Paid</b> |
| 2.      | Leave Encashment | Rs.3,12,290/-  | Rs.1,50,000/- vide Cheque No.011597 dated 30.06.2016 |                             |
| 3.      | PF               | Rs.3,71,617/-  | Rs.50,000/- vide Cheque No.882297 dated 08.02.2017   |                             |
| 4.      | Interest @ 9%    | Rs.19,808/-    | Rs.2,00,000/- vide Cheque No.098021 dated 24.05.2016 |                             |
|         |                  |                | Rs.1,35,000/- vide Cheque No.098029 dated 24.05.2017 |                             |
|         |                  |                | Rs.2,00,000/- vide Cheque No.098037 dated 21.06.2017 |                             |
|         |                  |                | Rs.4,14,258/- vide Cheque No.098079 dated 19.09.2017 |                             |
|         |                  |                | Rs.1,62,074/- vide Cheque No.470676 dated 03.10.2017 |                             |
| Total   |                  | Rs.13,61,332/- | Rs.13,61,332/-                                       |                             |

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*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**  
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**(AMIT RAWAL)**  
**JUDGE**

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No