

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.16958 of 2017
DECIDED ON: August 02, 2017

KARNAIL SINGH

.....PETITIONER..

VERSUS

STATE OF UT AND OTHERS

.....RESPONDENTS..

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Raman Rekhi, Advocate,
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, the petitioner has sought issuance of a writ in the nature of mandamus, directing the respondents to to pay interest @ 18% as per settled law on all the delayed payments of retiral benefits to him.

2. Notice of motion.

3. At the asking of the Court, Mr. Daman Dhir, Advocate has appeared and accepted notice on behalf of respondent-State. Copy of the paper book be supplied to learned State counsel, during the course of the day.

4. The contention of learned counsel for the petitioner is that though the petitioner treated retired from service on 28.02.2010 on attaining the age of superannuation of 58 years, after treating his suspension period as duty period

but retiral benefits have been disbursed to him after a long delay. He further contends that though a legal notice dated 05.05.2017 (Annexure P-15) was duly served upon the respondents but even after expiry of 3 months, no action has been taken by respondent No.3.

5. Accordingly, instant petition is disposed of with the direction to respondent No. 3-Chairman, Market Committee, UT Grain Market, Sector 26, Chandigarh, to look into the grievances unfolded by the petitioner in his legal notice dated 05.05.2017 (Annexure P-15) and take a conscious decision with regard to grant of interest on delayed payments, particularly in view of the observations made by Full Bench of this Court in case captioned as “***R.S. Randhawa vs. State of Punjab, 1997 (3) RSJ 318***”, within a period of 3 months from the date of receipt of certified copy of this order.

August 02, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***

Whether reportable ***Yes/No***