

CWP No. 17866 of 2017

DECIDED ON: AUGUST 11, 2017

OM PARKASH & OTHERS

.....PETITIONERS

VERSUS

STATE OF PUNJAB

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Gurbhajneek Singh Samra, Advocate
for the petitioners.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioners have sought the issuance of writ in the nature of mandamus directing the respondent No.4 not to deduct the excess amount, alleged to have been paid to the petitioners during their service, after their superannuation.

Learned counsel for the petitioners has *inter-alia* contended that no notice was served upon the petitioners before initiation of deduction of the excess amount alleged to have been paid to them during the service. Even, a legal notice dated March 17, 2017 (Annexure P-1) was served upon the respondents but till date neither the same has been dealt with nor it has been disposed of by passing any speaking order.

Accordingly, instant petition is disposed of with a direction to respondent No.4 to look into the grievances unfolded by the petitioners in their legal notice dated March 17, 2017 (Annexure P-1) and to decide the same within a period of three months from the date of receipt of certified copy of this order, that too after hearing the petitioners and by passing a speaking order. However, respondent No.4 is also directed not to deduct any amount from the pensionary benefits of the petitioners till the disposal of legal notice.

AUGUST 11, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*