

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

Sr. No.225

**Civil Writ Petition No.23978 of 2015 (O&M)**  
**DECIDED ON: October 04, 2017**

**BALBIR SINGH**

**..PETITIONER**

**VERSUS**

**STATE OF PUNJAB AND OTHERS**

**...RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE JASPAL SINGH**

Present: Mr. S.S. Toor, Advocate,  
for the petitioner.

Ms. Akanksha, Assistant Advocate General, Punjab,  
for respondents No.1 & 2.

Mr. Bishan Dass Rana, Advocate,  
for respondent No.3.

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**JASPAL SINGH, J. (ORAL)**

Short reply has been filed on behalf of respondent No.3 today in court, which is taken on record subject to all just exceptions and be tagged at appropriate place. Copy thereof has been supplied to opposite counsel.

2. By virtue of instant civil writ petition, preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature of mandamus, directing the respondents No.2 & 3 to release the G.P.F deducted from the salary of the petitioner at Sr. No.8288 to the Conductor No.64/110, retired on March 31, 2010.

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3. The contention of learned counsel for the petitioner is that petitioner stood retired on March 31, 2010 though some disciplinary action was taken whereby his services were terminated but the said termination has since been decided by the Civil Court. Even, an appeal preferred by the State of Punjab and ors. before this Court was also dismissed.

4. A glance at the written statement filed by respondents No.1 & 2 transpires that though petitioner has received all the service benefits but GPF is still due and the same has not been paid to him till date.

5. Instant petition is disposed of with the direction to the respondents to calculate the amount of General Provident Fund within a period of one month from the date of receipt of a certified copy of this order and disburse the same within a period of next one month. G.P. Fund is an amount of hard earned money of the employee which cannot be withheld after retirement in any case. Petitioner is also liable to pay interest @ 9% on the amount of GPF after expiry of three months from the date of his retirement till actual date of payment. In case of non-compliance of this order, petitioner shall be at liberty to approach this Court.

**October 04, 2017**

*Ankur*

**(JASPAL SINGH)  
JUDGE**

**Whether speaking/reasoned  
Whether reportable**

**Yes/No  
Yes/No**