

**CWP No. 19630 of 2017  
DECIDED ON: AUGUST 31, 2017**

**DAYA RAM**

**.....PETITIONER**

**VERSUS**

**STATE OF HARYANA AND ORS.**

**.....RESPONDENTS**

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

Present: Mr. Deepak Achint, Advocate  
for the petitioner.

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**JASPAL SINGH, J (ORAL)**

By virtue of instant petition preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of writ in the nature of mandamus directing the respondents to sanction the modified 1st ACP and 2<sup>nd</sup> ACP by accepting and considering the legal notice dated January 13, 2015 (Annexure P-4) with further direction to respondent No.2 to release the pecuniary benefits to which he is entitled to in view of 1<sup>st</sup> and 2<sup>nd</sup> ACP along with interest @ 12% p.a.

2. Learned counsel for the petitioner submits that though petitioner served legal notice dated January 13, 2015 (Annexure P-4) upon the respondents but till date no action has been taken. He further submits that he feels satisfied in case a direction is issued to respondent No.2 to decide the above-said legal notice within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondent No.2 to look into the grievances unfolded by the petitioner in his legal notice dated January 13, 2015 (Annexure P-4) and take a conscious decision in accordance with law within a period of three months from the date of certified copy of this order. In case respondent No.2 comes to the conclusion that petitioner is entitled to the relief(s) claimed by him, to release the same within next 45 days. However, the matter with regard to grant of interest on delayed payment be also considered in view of observations made by Full Bench of this Court in case captioned as “**A.S. Randhawa vs. State of Punjab and others; 1997 (3) SCT 468** and in CWP No. 8772 of 2015 titled as **Charan Dass vs. State of Punjab & others;** decided on July 11, 2017. However, if the petitioner still feels aggrieved by any order of the afore-said authority, he shall be at liberty to approach this Court.

AUGUST 31, 2017  
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(JASPAL SINGH)  
JUDGE

*Whether speaking/reasoned*      *Yes/No*

*Whether reportable*                      *Yes/No*