

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 20827 OF 2017
DECIDED ON: SEPTEMBER 13, 2017

HARINDER KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. R.K. Arora, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature of certiorari quashing the action of respondents in not releasing the sanctioned amount of gratuity, leave encashment, pension etc. to her. Further directing the respondents to release all due retiral benefits to her along with interest on delayed payment @ 18% per annum as per full bench decision in R.S. Randhawa, RSJ (3), 318 and also consider and grant the claim for ACP benefit from due dates.

2. The contention of learned counsel for the petitioner is that though the amount of gratuity, leave encashment, pension etc. has already been sanctioned by the Government after the retirement of petitioner on 30.09.2016 but till date the aforesaid benefits have not been released/disbursed to her.

3. Learned counsel for the petitioner further submits that petitioner feels satisfied in case direction is issued to respondent(s) to decide the representation dated 25.05.2017 (Annexure P-9), within a stipulated period.

4. Instant petition is disposed of with a direction to respondent(s) to look into the grievances unfolded by the petitioner in her representation dated 25.05.2017 (Annexure P-9) and release the payment, within a period of two months from the date of receipt of certified copy of this order. The matter with regard to grant of interest on delayed payment shall also be considered in view of the 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**”, within a period of next 1 month.

5. However, if the petitioner still feels aggrieved against the order passed by the concerned authority, she shall be at liberty to approach this Court.

SEPTEMBER 13, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***

Whether reportable ***Yes/No***