

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

CWP No.21913 of 2017

Date of decision: September 26, 2017

Naresh Kumar

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. P.K. Goklaney, Advocate
for the petitioner.

JASPAL SINGH, J.(ORAL)

By virtue of the instant petition preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of writ in the nature of mandamus directing the respondents to grant pension and other retiral benefits to the petitioner after counting the entire service rendered by him with the department, in view of The Punjab Municipal Employees Pension and General Provident Fund Rules, 1994 along with interest @ 12% per annum on delayed payments.

The contention of learned counsel for the petitioner is that the petitioner retired on 31st July, 2017 after availing one year extension i.e. on completion of 59 years of age but till date the retiral benefits have not so far been released/disbursed to him. Though, the petitioner has made representation time and again including one date i.e. 6th September, 2017 (Annexure P-4) but till date no conscious decision has been taken. Petitioner feels satisfied in case a direction is issued to respondents No.3 and 4 to deal with his representation, pass an appropriate order and release the retiral benefits.

In view of the request made by learned counsel for the petitioner, no notice is required to be issued to the respondents. Thus, without expressing any opinion on the merits, the instant petition is disposed of with direction to respondent No.3-Director, Department of Local Self Government, Punjab and respondent No.4-Executive Officer, Municipal Council, Fazilka, to consider the various aspects and grievances unfolded in the representation dated 06.09.2017 (Anneuxre P-4) and to take a conscious decision that too, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order.

In case the petitioner feels aggrieved of the order passed by the concerned authority, he shall be at liberty to approach this Court.

September 26, 2017*m. sharma***(JASPAL SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No