

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

**CWP No.22242 of 2017
DECIDED ON: SEPTEMBER 28, 2017**

RAMESH KUMAR

.....PETITIONER.

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS.

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Balbir Singh Jaswal, 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 mandamus directing the respondents to release the retiral benefits, including arrears of salary, gratuity, leave encashment, CPF etc. to the petitioner along with interest on the due amounts @ 12% per annum.

2. At the very outset, learned counsel for the petitioner submits that petitioner feels satisfied in case direction is issued to respondent No.2 to decide the legal notice dated 15.07.2017 (Annexure P-4) within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondent No.2-Joint Development Commissioner, Rural Development and Panchayat Department Vikas Bhawan, Sector 62, Mohali to consider the

claim(s) of the petitioner unfolded in his legal notice dated 15.07.2017 (Annexure P-4) and to decide the same, within a period of two months from the date of receipt of certified copy of this order. In case, the concerned authority comes to the conclusion that petitioner is entitled to the relief claimed through aforesaid legal notice, to release/disburse the same within a period of next one month. The factum of grant of interest be also considered in view of the observations made by Full Bench of this Court in case captioned as ***“R.S. Randhawa vs. State of Punjab, 1997 (3) RSJ 318.***

4. However, if the petitioner still feels aggrieved of the order passed by the concerned authority, he shall be at liberty to approach this Court.

SEPTEMBER 28, 2017,
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***

Whether reportable ***Yes/No***