

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

Sr. No.110

**Civil Writ Petition No.22349 of 2017**  
**DECIDED ON: September 29, 2017**

**RAGHU NATH**

**..PETITIONER**

**VERSUS**

**STATE OF PUNJAB AND OTHERS**

**...RESPONDENTS**

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

Present: Mr. Sunny Singla, Advocate,  
for the petitioner.

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

Through the instant civil writ petition, preferred under Article 226/227 of the Constitution of India, petitioner has sought the issuance of a writ, order or direction especially in the nature of Mandamus, directing the respondents to release pensionary benefits i.e. Gratuity, Leave Encashment, GIS, arrear of Pension, GPF and commutation etc. along with interest on delayed payment thereof.

2. Learned counsel for the petitioner contends that though a legal notice was made to the respondents on July 05, 2017 (P-3) but till date neither any reply to the said legal notice has been received nor any final order has been passed by the respondents.

3. Learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondent No.2 to decide his legal notice dated July 05, 2017 (P-3) in a time bound manner.

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4. Instant petition is disposed of with a direction to respondent No.2-Director, Public Instructions (EE), Punjab, PSEB Complex, Phase-VIII, S.A.S. Nagar (Mohali) to look into the grievances unfolded by the petitioner in his legal notice dated July 05, 2017 (P-3) and to take a conscious decision by passing a speaking order that too after giving the personal hearing to the petitioner within a period of three months from the date of receipt of a certified copy of this order. In case, competent authorities comes to the conclusion that petitioner is entitled to the relief(s) claimed, same be released to him within a period of next 45 days. Factum of interest in view of judgment passed by Full Bench of this Court in case *A.S. Randhawa vs. State of Punjab & Ors., 1997 (3) SCT 468* as well as judgment passed by this Court in CWP No.8772 of 2015 captioned as *Charan Dass vs. State of Punjab & Ors.* decided on July 11, 2017, be also considered on delayed payment(s).

5. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to approach this Court.

September 29, 2017  
Ankur

(JASPAL SINGH)  
JUDGE

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |