

CWP No. 22493 of 2017

DECIDED ON: OCTOBER 03, 2017

ONKAR SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB & ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Malhar Singh Dhami, Advocate
for the petitioner.

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 release the amount on account of DCRG, Commuted pension, 10% balance of pension and other remaining retiral benefits along-with interest.

2. At the very outset, learned counsel for the petitioner submits that a representation dated April 27, 2016 (P-2) was made to respondent No.3. Even, petitioner also served a legal notice dated January 17, 2017 (P-3) upon respondent No.3 which neither fetch any reply nor action has been taken so far. He further submits that he feels satisfied in case a direction is issued to respondent No.3 to decide the legal notice (P-3) within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondent No.3 to look into the grievances unfolded by the petitioner in the

legal notice dated January 17, 2017 (P-3) and to take a conscious decision in accordance with law within a period of two months from the date of receipt of certified copy of this order. In case respondent No.3 comes to the conclusion that petitioner is entitled to the relief(s) claimed by him, to release the same within next 30 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 petitioner still feels aggrieved by any order of the afore-said authority, he shall be at liberty to approach this Court.

OCTOBER 03, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No