

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

**CWP No.23162 of 2017
DECIDED ON: OCTOBER 10, 2017**

ASHA RANI

.....PETITIONER..

VERSUS

STATE OF PUNJAB AND ORS.

.....RESPONDENTS..

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Vikas Garg, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

Prayer in this petition preferred under Article 226/227 of the Constitution of India, is for issuance of a writ in the nature of mandamus, directing respondents to pay/release retiral/monetary and other benefits i.e., DCRG, leave encashment, GPF etc. along with 18% interest.

2. The contention of learned counsel for the petitioner is that the husband of petitioner, who was working as Safai Sewak in Municipal Council, Kotkapura, died on 20.09.2013 during his service but till date the petitioner has not received retiral/monetary and other benefits. Even, a legal notice dated 11.09.2017 was duly served upon the respondents but till date neither any reply has been received nor any decision has been taken. He further submits that petitioner feels satisfied in case direction is issued to respondent(s) to decide

legal notice dated 11.09.2017 (Annexure P-1), within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondent No.2-Director, Local Govt., Punjab, Chandigarh and respondent No.5-Executive Officer, Municipal Council Kotakpura, Faridkot to look into the grievances unfolded by the petitioner in her legal notice dated 11.09.2017 (Annexure P-1) and decide the same, by passing a speaking order within a period of 3 months from the date of receipt of certified copy of this order. In case, the concerned authorities are of the view that petitioner is entitled to the relief claimed through aforesaid legal notice, to make the disbursement thereof within a period of next 45 days. The 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, in case, the petitioner still feels aggrieved of the order passed by respondent(s), she shall be at liberty to approach this Court.

OCTOBER 10, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***

Whether reportable ***Yes/No***