

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

Sr. No.117

Civil Writ Petition No. 24073 of 2017
DECIDED ON: October 25, 2017

ABDUL GANI

..PETITIONER

VERSUS

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Jangvir Singh Hooda, Advocate,
for the petitioner.

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 especially in the nature of Mandamus directing the respondents to release the amount of gratuity owed towards petitioner's service of more than 34 years along with interest @ 18% p.a.

2. Learned counsel for the petitioner submits that though various representations were made including one dated August 24, 2017 (P-9) was moved to the respondents but till date, no action has been taken. He further submits that petitioner feels satisfied in case direction is given to respondents to decide the aforesaid representation, within a stipulated period.

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3. Instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioner in his representation dated August 24, 2017 (Annexure P-9) and take a conscious decision by passing a speaking order that too, after giving a patience hearing to the petitioner within a period of three months from the date of receipt of a certified copy of this order. In case, respondents come to the conclusion that petitioner is entitled to the relief(s) claimed, same be released to him within a period of next one month. 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, shall also be considered.

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

October 25, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

Yes/No