

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 24182 OF 2017
DECIDED ON: OCTOBER 26, 2017

MAYA

.....PETITIONER..

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS..

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Peeush Gagneja, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

Through 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 retirement-cum-service benefits of the deceased-husband of the petitioner, such as gratuity, leave encashment, DA installments, arrears of revised pay scale of 01.01.2006 and all other benefits, along with interest for delayed period.

2. Learned counsel for the petitioner contends that though a legal notice dated 17.08.2017 (Annexure P-3) was duly served upon the respondents but till date neither any reply to the said legal notice has been received nor any final order has been passed by the respondents.

5. Learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondents No.4 and 5 to decide his

legal notice dated 17.08.2017 (P-3) in a time bound manner.

6. In view of above, instant petition is disposed of with a direction to respondent No.5-Executive Engineer, Punjab Water Supply and Sewerage Division, Malout, Sri Muktsar Sahib to release the remaining amount to the petitioner and respondent No.4-Executive Officer, Municipal Council, Malout, Sri Muktsar Sahib is directed to grant the interest on the delayed payment, in the light of judgment captioned as “***R.S. Randhawa vs. State of Punjab & Ors., 1997 (3) SCT 468***, within a period of two months from the date of receipt of a certified copy of this order. In case, competent authorities come to the conclusion that petitioner is entitled to the relief(s) claimed, to make the payment within a period of next one month.

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

OCTOBER 26, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes/No***

Whether reportable ***Yes/No***