

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

Sr. No.119

Civil Writ Petition No.24594 of 2017
DECIDED ON: October 31, 2017

HARISH CHANDER

..PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Surinder Kumar Daaria, Advocate, for the petitioner.

JASPAL SINGH, J. (ORAL)

By virtue of the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of certiorari quashing the impugned action of the respondents vide which the whole retirement benefits of the petitioner has been withheld by the respondent-department and further issuance of a writ in the nature of mandamus directing the respondents to release the retirement benefits along with interest @ 24 % per annum.

2. Learned counsel for the petitioner contends that though a legal notice was made on July 14, 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.

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3. Learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondents No.2 & 3 to decide his legal notice dated July 14, 2017 (P-3) in a time bound manner.

4. Instant petition is disposed of with a direction to respondents No.2 & 3 to look into the grievances unfolded by the petitioner in his legal notice dated July 14, 2017 (P-3) and to take a conscious decision by passing a speaking order considering all the facts narrated in the aforesaid legal notice 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 the petitioner within a period of next 45 days.

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.

October 31, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**