

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 24729 OF 2017
DECIDED ON: NOVEMBER 01, 2017

AMANPREET SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Rahul Bhardwaj, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of 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 all the retiral/pensionary benefits of the petitioner's mother (Baljit Kaur) viz. Gratuity, leave encashment, GPF.

2. Learned counsel for the petitioner submits that the mother of the petitioner joined the respondent's department on 01.04.1980 and served the said department for almost 36 years but unfortunately on 02.05.2016, she met with an accident and died but all the retiral benefits have not been released to the petitioner.

3. Learned counsel for the petitioner further submits that though various representations were moved to the respondents but till date no action has been taken. Therefore, petitioner was constrained to serve legal notice dated

27.09.2017 (Annexure P-4) but till today neither any reply has been received nor any payment has been released. He further submits that petitioner feels satisfied in case direction is issued to respondents to decide aforesaid legal notice, within a stipulated period.

4. Instant petition is disposed of with a direction to the respondent(s) to consider the grievances unfolded by the petitioner in his legal notice dated 27.09.2017 (Annexure P-4) and to decide the same within a period of two months from the date of receipt of certified copy of this order and to make the payment thereof within a period of next 1 month. The factum of grant of interest shall also be considered in the light of observations made by Full Bench of this Court in case titled as “*A.S. Randhawa v. State of Punjab and others, 1997 (3) SCT, 468.*”

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

NOVEMBER 01, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes*

Whether reportable *Yes/No*