

CWP No. 24869 of 2017

DECIDED ON: NOVEMBER 02, 2017

GURCHARAN SINGH

.....PETITIONER

VERSUS

**PUNJAB STATE FEDERATION OF CO-OPERATIVE HOUSE
BUILDING SOCIETIES LTD CHANDIGARH**

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Shivani Sharma, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of writ especially in the nature of mandamus directing the respondents to release all the retiral benefits accrued to the petitioner.

2. The contention of learned counsel for the petitioner is that petitioner stood retired on October 31, 2016. More than a year has been elapsed but nothing has been paid to him. Moreover, neither any charge-sheet nor any disciplinary enquiry is pending against the petitioner. Petitioner was constrained to serve legal notice dated June 19, 2017 (P-2) upon the respondent No.2 through his counsel but till date no action has been taken. Even,

respondent No.2 did not prefer to respond the said notice. Learned counsel for the petitioner further submits that petitioner feels satisfied in case a direction is issued to respondent No.2 to consider and decide the aforesaid legal notice, within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondent No.2 to look into the grievances unfolded by the petitioner in his legal notice (P-2) and to decide the same in view of Service Rules and Regulations as well as instructions issued by the Government from time to time, within a period of three months from the date of receipt of certified copy of this order. In case respondent No.2 comes to the conclusion that petitioner is entitled to the relief(s) claimed by him, to make the payment thereof, within next 45 days.

4. As far as grant of interest on delayed payment is concerned that shall also be considered in view of the observations made by Full Bench of this Court in case captioned as ***“A.S. Randhawa vs. State of Punjab, 1997 (3) RSJ 318.***

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

NOVEMBER 02, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*