

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 25263 OF 2017
DECIDED ON: NOVEMBER 07, 2017

KEWAL SINGH

....PETITIONER..

VERSUS

THE PUNJAB STATE COOPERATIVE
SUPPLY AND MARKETING FEDERATION
LTD. MARKFED AND ANOTHER

....RESPONDENTS..

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Amit Sharma, 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 especially in the nature of mandamus directing respondent No.1 to release leave encashment and balance amount of gratuity of ₹4,26,057/- with interest @ 18% p.a. From the date of its accrual till its actual realization.

2. At the very outset of the arguments, learned counsel for the petitioner submits that though legal notice dated 06.01.2017 (Annexure P-4) was duly served upon the respondents but till date no conscious decision has been taken. He submits that petitioner feels satisfied in case direction is issued to respondent(s) to decide the aforesaid legal notice, within a stipulated period.

3. Instant petition is disposed of with a direction to respondent(s) to

consider the grievances unfolded by the petitioner in his legal notice dated 06.01.2017 (Annexure P-4) and to decide the same as per Rules and Regulations, within a period of two months from the date of receipt of certified copy of this order. In case the concerned authority comes to the conclusion that petitioner is entitled to the relief claimed, to release/disburse the same within a period of next 45 days.

4. The matter with regard to grant of interest on delayed payment 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) SCT 468.***

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.

NOVEMBER 07, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***

Whether reportable ***Yes/No***