

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

Sr. No.117

Civil Writ Petition No.26174 of 2017
DECIDED ON: November 16, 2017

KRISHAN KUMAR PASSI

..PETITIONER

VERSUS

**PUNJAB STATE CIVIL SUPPLIES CORPORATION LTD. AND
ANOTHER**

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

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

JASPAL SINGH, J. (ORAL)

Through 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 Mandamus directing the respondents to release the retiral benefits i.e. leave encashment and gratuity with further directing the respondents to release the retiral dues along with interest @ 12% per annum.

2. Learned counsel for the petitioner contends that though a representation was made to the respondent No.2 on July 14, 2017 (P-4) but till date neither any reply to the said representation 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 to decide the aforesaid representation in a time bound manner.

4. Instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioner in his representation dated July 14, 2017 (P-4) and to take a conscious decision by passing a speaking order considering all the facts narrated in the aforesaid representation within a period of three months from the date of receipt of a certified copy of this order. In case, competent authorities arrives at the conclusion that petitioner is entitled to the relief(s) claimed, same be released to him within a period of next 45 days. Factum of interest in view of judgment passed by Full Bench of this Court in case ***A.S. Randhawa vs. State of Punjab & Ors., 1997 (3) SCT 468*** as well as judgment passed by this Court in CWP No.8772 of 2015 captioned as ***Charan Dass vs. State of Punjab & Ors.*** decided on July 11, 2017, shall be also considered on delayed payment(s).

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.

November 16, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**