

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

Sr. No.115

Civil Writ Petition No.26619 of 2017
DECIDED ON: November 22, 2017

GARJA RAM

..PETITIONER

VERSUS

BHAKRA BEAS MANAGEMENT BOARD AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Mani Ram Verma, 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 Mandamus directing the respondents to complete his service book affixing all his increments including special increment and increments at the time of 9 years and 16 years and also to pay the revised pay scale and then to release his pension and all other pensionary benefits and all arrears of salary etc. after affixing his regular increments and also to pay his revise GPF which has been paid as well as further grant of pension and pensionary benefits along with interest.

2. At the very outset, petitioner stood retired as Forman on December 31, 2016 on attaining the age of superannuation.

3. Learned counsel for the petitioner contends that though a legal notice was made to the respondents on August 08, 2017 (P-5) but till date neither any reply to the said legal notice has been received nor any final order has been passed by the concerned Department.

Civil Writ Petition No.26619 of 2017

4. Learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondents to decide the aforesaid legal notice within some specified period.

5. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents to complete the service book of the petitioner within a period of one month and considering the claim narrated in the legal notice dated August 08, 2017 (P-5) within a period of next two 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 also be considered on delayed payment(s).

6. 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 22, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**