

CWP No.26766 of 2017

DECIDED ON: NOVEMBER 27, 2017

NIRMAL SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Puneet Kumar Bansal, 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 a writ in the nature of mandamus directing the respondents to release the amount of gratuity, leave encashment, provident fund, ex-gratia and family pension etc to him along-with interest @ 18% per annum.

2. At the very outset learned counsel for the petitioner has submitted that though a legal notice dated October 18, 2017 (P-2) was served upon the respondents but till date no action has been taken. He further submits that he feels satisfied in case a direction is issued to respondent No.1 to consider and decide the afore-said legal notice (P-2) within some stipulated period.

3. Accordingly, instant petition is disposed of with a direction to

respondent No.1 to look into the grievances unfolded by the petitioner in the legal notice (P-2) and to take a conscious decision in accordance with law, rules, regulations and 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.1 comes to the conclusion that petitioner is entitled to the relief(s) claimed by him through the legal notice, the same shall be released to him within next one month. Respondent No.1 is also directed to consider the grant of interest on the delayed payment in view of observations made by Full Bench of this Court in case captioned as “**A.S. Randhawa vs. State of Punjab and others; 1997 (3) SCT 468** and by this Court in CWP No. 8772 of 2015 titled as **Charan Dass vs. State of Punjab & others;** decided on July 11, 2017

4. However, in case the petitioner still feels aggrieved by any order of the afore-said authority, he shall be at liberty to approach this Court.

NOVEMBER 27, 2017
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(JASPAL SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>