

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

Sr. No.108

Civil Writ Petition No.26928 of 2017
DECIDED ON: November 28, 2017

SUNITA SHARMA @ SHUKLA

..PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Rajesh Arora, Advocate, for the petitioner.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Article 226 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of Mandamus directing the respondents to release 25% share of gratuity to the tune of Rs.2,38,124/- and salary for the period of May, 2012 to November, 2013 as well as Leave Encashment due, which has not been released after the retirement of the petitioner.

2. Learned counsel for the petitioner submits that though a legal notice dated September 12, 2017 (P-4) was moved to the respondents but till date, no action has been taken. He further submits that petitioner feels satisfied in case direction is given to respondents No.1 & 2, to decide the aforesaid legal notice, within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondents No.1 & 2 to look into the grievances unfolded by the petitioner in the legal notice dated September 12, 2017 (P-4) and to take a conscious decision by passing a speaking order within a period of three months from

the

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date of receipt of a certified copy of this order. In case, competent authorities comes to the conclusion that petitioner is entitled to the relief(s) claimed, same be released to her within a period of next 30 days.

4. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, she shall be at liberty to approach this Court.

November 28, 2017

Ankur

**(JASPAL SINGH)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

Yes/No