

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

Sr. No.211

Civil Writ Petition No.16379 of 2016
DECIDED ON: January 08, 2018

OM PARKASH

..PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Vikas Sonak, Advocate,
for the petitioner.

Mr. Ram Tilak Redhu, DAG, Haryana,
for respondent No.1.

Mr. Vikas Chatrath, Advocate,
for respondent No.2.

Mr. Deepak Manchanda, Advocate,
for respondent No.4.

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 especially in the nature of Mandamus directing the respondents to release the retiral benefits, except an amount of Rs.4,72,387/- along with interest @ 12% per annum which was asked to deposit vide order dated February 11, 2016 (P-7).

2. At the very outset of the arguments, it has been submitted by learned counsel for the petitioner that for the time being, petitioner has no

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objection in case the amount of Rs.4,72,387/- along with interest @ 12% as on today be withheld by the respondents, yet the remaining other pensionary benefits be released to the petitioner. The submission put forth by learned counsel for the petitioner is genuine one. Otherwise also the respondents cannot withhold the other benefits for the simple reasons that some order has been passed against the petitioner.

3. Instant petition is disposed of with a direction to the respondents particularly respondent No.2 to release the pensionary benefits except an amount of Rs.4,72,387/- along with interest @ 12% per annum, to be calculated upto date i.e. January 08, 2018 within a period of one month positively.

4. However, petitioner shall be at liberty to challenge the order dated February 11, 2016 (P-7) by way of separate petition in accordance with law.

January 08, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**