

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

Sr. No.222

Civil Writ Petition No.22238 of 2015
DECIDED ON: May 04, 2018

CHITAN SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Virender Kumar, Advocate for
Mr. Vikas Kuthiala, Advocate,
for the petitioner.

Mr. T.P.S. Chawla, Deputy Advocate General, Punjab.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought an issuance of a writ in the nature of Mandamus directing the respondents to release the full retiral benefits such as Pension, gratuity, leave encashment, GIS, commutation of pension and all other retirement emoluments and to remove objections raised by Accountant General Punjab and make the necessary entry in his service book as per letter dated 30.04.2015 (P-1) along with interest.

2. Concededly, petitioner retired as ADE (Canal)/SDO on attaining the age of superannuation on 30.04.2015. Learned counsel for the

Civil Writ Petition No.22238 of 2015

petitioner has fairly conceded that GPF and retiral benefits were paid to him on 26.05.2015. Similarly, amount on account of GPF was partly paid vide order dated 20.10.2015 (R-4). However, gratuity was not paid earlier which has now been sanctioned by the respondents to the tune of Rs.10 lacs.

3. At this juncture, learned State counsel on instructions from Mr. Bahadur Singh, Senior Assistant, Chief Engineer, Canals Water Resource, Punjab, Chandigarh, has submitted that an amount of Rs.10 lacs on account of gratuity along with interest as well as interest on the delayed payments amounting to Rs.45,493/- has already been sanctioned.

4. Thus, instant petition has rendered infructuous and is disposed of as such. However, at the same time, respondents are directed to ensure the disbursement of the amount of Rs.10 lacs on account of gratuity and the interest amounting to Rs.45,493/- to the petitioner within a period of two months from the date of receipt of a certified copy of this order. If the petitioner is still aggrieved of the amount(s) paid by the respondents to him on account of his retirement, he shall have to recourse to other remedies available under law including to approach the respondents and in the event of failure to get justice, to approach this Court.

May 04, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**