

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

Sr. No.105+255

**CM No.6944-CWP of 2018 in/and
CWP No.23361 of 2016
DECIDED ON: May 11, 2018**

CHARANJIT SINGH

..PETITIONER

VERSUS

**THE PUNJAB STATE POWER CORPORATION LIMITED, THE
MALL, PATIALA, DISTRICT PATIALA AND ORS.**

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Jagdeep Bains, Advocate,
for the applicant-petitioner.

None for the respondents.

JASPAL SINGH, J. (ORAL)

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Application is allowed as prayed for and appeals dated 10.05.2016 and 19.03.2016 (P-7 and P-8) are taken on record subject to all just exceptions and be tagged at appropriate place.

Main Case

By virtue of instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature of mandamus, directing the respondents for quashing the action of withholding the gratuity, arrears of revised scale and retaining 25% of pension payable to him w.e.f. 31.03.2014 i.e. from the date of his

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superannuation from service as well as for issuance of a direction to the respondent-department to make the amount to him along with interest @ 18% for the entire period of delayed payment on account of his retirement as LDC after completing 28 years of service in the respondent-department.

2. At the very out of the arguments, learned counsel for the petitioner confines the claim only to the extent that for giving direction to dispose of appeals preferred by the petitioner against the orders dated October 19, 2015 and April 26, 2016 before the Appellate Authority i.e. Corporation.

3. This Court is of the considered view that until and unless, the afoersaid appeals are not disposed of, the benefits sought by the petitioner can't be granted especially in the circumstances that appeals pending before the Appellate Authority are statutory in nature.

4. Hence, without expressing any opinion on the merits, instant petition is disposed of with direction to the Appellate Authority i.e. Corporation to hear and disposed of the afoersaid appeals preferred by the petitioner, within a period of four months from the date of receipt of a certified copy of this order.

May 11, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**