

**CWP No.18322 of 2018
DECIDED ON: JULY 26, 2018**

DES RAJ**.....PETITIONER****VERSUS****STATE OF PUNJAB AND ORS****.....RESPONDENTS****CORAM: HON'BLE MR. JUSTICE JASPAL SINGH**

Present: Mr. P.K. Bansal, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature mandamus, directing the respondents to release the retirement-cum-service benefits along with interest @ 18% per annum on delayed payment.

2. The contention of learned counsel for the petitioner is that the petitioner stood retired on 28.02.2018 as Safai Sewak but till date no payment on account of retiral benefits has been made despite the fact that there is no departmental inquiry or judicial proceedings pending against the petitioner either at the time of retirement or at present. Even, legal notice dated 04.06.2018 (Annexure P-1) duly served upon the respondents did not fetch any reply nor benefits have been released to the petitioner till date. He further submits that petitioner feels satisfied in case direction is issued to respondent(s) to decide aforesaid legal notice, within a stipulated period.

3. Accordingly, the instant petition is disposed of with the direction to respondent(s) to consider the case of the petitioner unfolded in his legal notice dated 04.06.2018 (Annexure P-1) within a period of two months from the date of receipt of certified copy of this order. In case the authority come to the conclusion that petitioner is entitled to the relief set out in the legal notice, to calculate the same and release the payment thereof, within a period of next one month.

4. However, if the petitioner still feels aggrieved against any of the order(s) passed by the concerned authority, he shall be at liberty to have recourse to other remedies available under law including to approach this Court.

JULY 26, 2018
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(JASPAL SINGH)
JUDGE

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