

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

Sr. No.118

Civil Writ Petition No.20652 of 2018  
DECIDED ON: August 18, 2018

HARJINDER SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr.Vishal Sharma, Advocate for the petitioner.

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JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of Mandamus directing the respondents to grant all retiral benefits to the petitioner for the service rendered from 20.08.1982 to 31.07.2012 in respondent no.5 society (Principal Society) with 12 % interest for delayed payments till the actual date of payment as per the full Bench judgment of this Court in *A.S. Randhawa Vs. State of Punjab, 1997(3), RSJ 318* and also directing the respondents to grant outstanding salary of Rs.7,58,741 as per audit note for the year 2012-13 with interest @ 12% market rates till the date of actual payment and to release the deposit of the petitioner amounting to Rs.25924.85/- lying with the respondent society.

2. Learned counsel for the petitioner has submitted that petitioner stood retired on attaining the age of superannuation on 31.05.2016. Though petitioner served a legal notice dated 02.07.2018 (P-6), but till date neither any reply to the said legal notice has been received nor any decision has

been taken. At this juncture, learned counsel for the petitioner submits that petitioner feels satisfied in case a direction is issued to respondents to consider and decide the aforesaid legal notice dated 02.07.2018 (P-6) within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondent No.3 i.e. the Deputy Registrar Co-operative Societies, Shri Mukatsar Sahib, to look into grievances unfolded by the petitioner in the legal notice dated 02.07.2018 (P-6) and to decide the same in accordance with law, within a period of three months from the date of receipt of certified copy of this order. If there is no impediment in granting the retiral benefits, to calculate and release the same within a period of next 45 days.

4. However, respondents are also directed to consider the case of the petitioner for the grant of interest in view of judgment passed by Full Bench of this Court in the case of **"A.S.Randhawa Vs. State of Punjab and others"** 1997(3) SCT 468 as well as Punjab Govt. Instructions No.1/15/90IFPIII/4226, dated 10.05.1990.

5. However, if petitioner still feels aggrieved by any order of the aforesaid authority, he shall be at liberty to have recourse to other remedies available under law as well as to approach this Court.

**18.08.2018**

*Anjal*

**(JASPAL SINGH)  
JUDGE**

**Whether speaking/reasoned**

**Yes/No**

**Whether reportable**

**Yes/No**