

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

**CWP No. 2513 of 2018  
DECIDED ON: FEBRUARY 05, 2018**

**DARSHANA DEVI**

**.....PETITIONER**

**VERSUS**

**STATE OF PUNJAB AND ORS.**

**....RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE JASPAL SINGH**

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

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**JASPAL SINGH, J (ORAL)**

By virtue of instant petition preferred under Articles 226 and 227 of the Constitution of India, petitioner has sought a writ in the nature of mandamus directing the respondents to release the GPF, leave encashment, gratuity and pension etc along-with all retiral benefits accrued to her along-with 18% interest on the delayed payment(s)

2.            The contention of learned counsel for the petitioner is that the petitioner stood retired on attaining the age of superannuation on May 31, 2017 but till date nothing has been paid to her. There is no departmental or judicial proceedings pending against the petitioner. Petitioner constrained to serve a legal notice dated December 18, 2017 (P-1) upon the respondents, which also did not fetch any reply. He further submits that he feels satisfied in case a

direction is issued to respondents to consider and decide the afore-said legal notice (P-1) within a time bound manner.

3. In view of afore-said facts and circumstances, instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioner in the legal notice (P-1) and to decide the same in accordance with law, rules and regulations within a period of three months from the date of receipt of certified copy of this order. In case the authority comes to the conclusion that petitioner is entitled to the relief so claimed through the legal notice and there is no legal impediment, to release the same within next 45 days.

4. The claim with regard to interest on delayed payment(s) shall also be considered in view of the observations made by Full Bench of this Court in case captioned as “*A.S. Randhawa v. State of Punjab*”, 1997 (3) RSJ 318 as well as by this Court in CWP No. 14726 of 2016, titled as Megh Singh vs. Registrar Cooperative Societies, Punjab, Chandigarh and others, decided on February 01, 2018.

5. However, if the petitioner still feels aggrieved against the order passed by the concerned authority, she shall be at liberty to approach this Court.

**FEBRUARY 05, 2018**  
**sham**

**(JASPAL SINGH)**  
**JUDGE**

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