

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

(270)

CWP-25574-2018

Date of Decision: December 13, 2018

Om Mool Shankar

..Petitioner

Versus

State of Punjab and ors

..Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. V.K. Shukla, Advocate, for the petitioner.

Mr. Sandeep Vermani, Addl. A.G., Punjab.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the petitioner has made a prayer for the grant of interest on the delayed payments of the retiral benefits.

As per the averments made in the writ petition, the petitioner retired from service on 30.11.2006 and became entitled for the release of the pensionary benefits. It has been mentioned in paragraph 9 of the petition that the retiral benefits were released to the petitioner starting from December 2016 onwards and according to the petitioner, there is no explanation given by the respondents for delay.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has served the respondents with a legal notice dated 25.08.2018 (Annexure P-3).

Learned counsel for the petitioner further states that the petitioner will be satisfied, at this stage, in case a time bound direction is given to the respondents to decide legal notice dated 25.08.2018 (Annexure P-3) by passing a speaking order.

Learned counsel for the respondents has no objection for the grant of the prayer as made by counsel for the petitioner today in the Court.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 25.08.2018 (Annexure P-3), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 25.08.2018 (Annexure P-3) within a period of three months from the receipt of certified copy of this order.

In case, it is found that the petitioner is entitled to any monetary benefits after the decision of the legal notice, the same should also be paid to the petitioner within three months thereafter.

December 13, 2018
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No