

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

CWP-27718-2018

Date of decision: 30.10.2018

Krishna Devi

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr.Sandeep Singal, Advocate for the petitioner

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of mandamus directing the respondents to release the gratuity amount of the petitioner as per Rule 6.16-C of the Punjab Civil Service Rules Vol-II (As applicable to Haryana) alongwith penal interest thereon.

Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.2- Director General School Education, Haryana to consider and decide the legal notice dated 19.9.2018 (Annexure P-4).

Heard.

In view of the above, without advertng to the merits of the case, the present petition is disposed of with a direction to respondent No.2- Director General School Education, Haryana to consider and decide the legal notice dated 19.9.2018 (Annexure P-4) within six weeks from the

receipt of the certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to her, in such eventuality, the consequential relief be allowed to her, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

30.10.2018
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No