

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

Sr. No.119

Civil Writ Petition No.2867 of 2018
DECIDED ON: February 08, 2018

J.K. GUPTA

..PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Raj Kaushik, Advocate, for the petitioner.

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 the pension and all other retiral benefits as well as ACP pay scale by adding previous service rendered by him with respondent No.3 w.e.f. September 16, 1976 to June 30, 2002 along with interest @ 18% per annum.

2. The contention of learned counsel for the petitioner is that petitioner stood retired on March 31, 2014 on attaining the age of superannuation, yet the retiral benefits have not so far been released/dispensed to the petitioner. Despite a number of representation including legal notice dated November 30, 2017 (P-9) have been served upon the respondents but no conscious decision has been taken by the

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concerned authorities. Learned counsel for the petitioner further contends that he feels satisfied in case a direction is issued to respondent No.2 to decide his legal notice dated November 30, 2017 (P-9) within some specified period.

3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents No.2- Chief Administrator, Haryana Urban Development Authority, Panchkula to look into the grievances unfolded by the petitioner in the legal notice dated November 30, 2017 (P-9) and to take a conscious decision by passing a speaking order as per rules and instructions issued by the Government of Haryana from time to time, within a period of three months from the date of receipt of a certified copy of this order. In case, petitioner still feels aggrieved by any of the order(s) passed by the aforesaid authority, he shall be at liberty to approach this Court.

February 08, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**