

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

Sr. No.132

Civil Writ Petition No.9242 of 2018
DECIDED ON: April 18, 2018

RANJEET SINGH

..PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Johan Kumar, 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 release the retiral benefits including payment of gratuity, employee provident fund, leave encashment and other retiral services benefits along with interest @ 18% per annum AND to decide the representations dated 27.06.2017, 29.01.2018 & 26.02.2018 (P-2 to P-4).

2. The contention of learned counsel for the petitioner is that petitioner stood retired as Assistant Project Officer on 30.06.2017. He further contends that neither any judicial nor any departmental proceeding pending on the date of his retirement. He feels satisfied in case a direction is issued to respondent No.4 to decide the representation dated 22.02.2018 (P-8) in a time bound manner.

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3. Instant petition is disposed of with a direction to respondent No.4-Additional Deputy Commissioner-cum-Chief Executive Officer, District Rural Development Agency, Fatehabad, District Fatehabad to look into the grievances unfolded by the petitioner in the representation dated 22.02.2018 (P-8) and to take a conscious decision by passing a speaking order considering all the facts narrated in the aforesaid representation within a period of two months from the date of receipt of a certified copy of this order. In case, competent authorities comes to the conclusion that petitioner is entitled to the relief(s) claimed, same be released to him within a period of next 45 days. Factum of interest in view of judgment passed by Full Bench of this Court in case *A.S. Randhawa vs. State of Punjab & Ors., 1997 (3) SCT 468* as well as judgment passed by this Court in CWP No.8772 of 2015 captioned as *Charan Dass vs. State of Punjab & Ors.* decided on July 11, 2017 and Instructions No.1/2(152) 01-2 FR II dated 20.02.2002 issued by the Government of Haryana, be also considered on delayed payment(s).

4. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to approach this Court.

April 18, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**