

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.144

Civil Writ Petition No.9382 of 2018
DECIDED ON: April 19, 2018

ASHOK KUMAR

...PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Gagneshwar Walia, 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 the pensionary benefits, commuted pension, Gratuity, Leave encashment, provident fund under the revised pay scales, arrears on account of revision of pay scale w.e.f. 01.01.2006 under the Fifth Punjab Pay Commission and other admissible benefits in the revised pay scales along with interest @ 18 % per annum thereon with regard to the services rendered by the petitioner in the Municipal Council Batala.

2. Learned counsel for the petitioner contends that though a representation was made to respondent No.4 on December 12, 2017(P-2), but till date neither any reply to the said representation has been received nor any final order has been passed by the concerned Department.

3. Learned counsel for the petitioner further submits that he feels satisfied in case a direction is issued to respondent No.4 to decide his representation dated December 12, 2017(P-2) within some specified period.

4. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondent No.4-Executive Officer, Municipal Council, Batala, Opposite Bus Stand, Distirct Gurdaspur to look into the grievances unfolded by the petitioner in his representation dated December 12, 2017(P-2) and to take a conscious decision by passing a speaking order as per rules and instructions issued by the Government from time to time within a period of three months from the date of receipt of a certified copy of this order.

5. 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.

19.04.2018

Anjal

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes/No
Yes/No**