

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

Sr. No.112

Civil Writ Petition No.9529 of 2018
DECIDED ON: April 30, 2018

JASWANT SINGH

..PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. B.R. Rana-I, 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 respondent No.2 & 3 to release the pension and other retiral benefits as directed by respondent No.1 vide order dated 12.07.2005 (P-5) and claimed by the petitioner vide his various representations and legal notice dated 11.12.2017 (P-7).

2. Learned counsel for the petitioner contends that though various representations including latest legal notice dated 11.12.2017 (P-7) were made to the respondents but till date no action has been taken. He further submits that he feels satisfied in case a direction is issued to respondents No.2 & 3 to decide the latest legal notice (P-7) in a time bound manner.

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3. Instant petition is disposed of with a direction to respondents No.2 & 3 to look into the grievances unfolded by the petitioner in the legal notice dated 11.12.2017 (P-7) and to take a conscious decision by passing a speaking order in light of the order dated 12.07.2005 (P-5), 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 one month. 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). 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 30, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**