

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

Sr. No.113

Civil Writ Petition No.9724 of 2018
DECIDED ON: April 30, 2018

KANTA DEVI AND OTHERS

..PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Munish Puri, Advocate,
for the petitioners.

JASPAL SINGH, J. (ORAL)

Through the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioners have sought the issuance of a writ in the nature of Mandamus directing the respondent to release gratuity, GPF, other pensionary benefits as well as salary of deceased Surinder Kumar w.e.f. 18.11.2013 till 16.08.2017 along with interest @ 18% per annum AND FURTHER to decide the representation (P-4).

2. At the very outset, learned counsel for the petitioners contends that though a representation dated 09.01.2018 (P-4) was made to the respondents but till date no conscious decision has been taken. He further submits that they feel satisfied in case a direction is issued to respondent No.3 to decide the aforesaid representation (P-4) within some stipulated period.

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3. Instant petition is disposed of with a direction to respondent No.3- District Manager, Gurdaspur Central Cooperative Bank Limited to look into the grievances unfolded by the petitioner in the representation dated 09.01.2018 (P-4) and to take a conscious decision by passing a speaking order, 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 petitioners are entitled to the relief(s) claimed, same be released to them 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.1/15/90IFPIII/4226 dated 10.05.1990 issued by the Government of Punjab, be also considered on delayed payment(s). However, if petitioners still feel aggrieved by any of the orders passed by the aforesaid authority, they shall be at liberty to approach this Court.

April 30, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

Yes/No