

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 698 of 2019
Date of Decision : 14.01.2019

Lachhman Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Tribhawan Singla, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the petitioner, who was working as a Lab Technician, retired on 31.01.2017 on attaining the age of superannuation.

As per the contention raised in the present writ petition, even though the amount of leave encashment has already been sanctioned by the respondents on 31.01.2017, the same has not been released. Further, the gratuity and the provident fund were released only on 11.09.2018, i.e. approximately after a period of one year and eight months. The petitioner is also claiming two increments for which he was entitled for during the service career and also 5% interim relief which was given by the State of Punjab vide letter dated 16.02.2017, which was applicable from 01.01.2017.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, the petitioner has served the respondents with a legal notice dated 13.10.2018 (Annexure P-5) which

is still pending consideration and the petitioner will be satisfied, at this stage, in case a time bound direction is given to the respondents to decide the legal notice by passing a speaking order.

Without going into the merits of the case or expressing any opinion to the entitlement of the petitioner in respect of the claim prayed in the present writ petition or in the legal notice, the present writ petition is disposed of with a direction to the respondents to pass appropriate speaking order on the claim raised by the petitioner in the legal notice dated 13.10.2018 (Annexure P-5) within a period of three months from the date of receipt of certified copy of this order.

In case after the order, it is found by the respondents that the petitioner is entitled for any monetary benefits, the same should also be released to him within a period of next three months.

The writ petition stands disposed of.

January 14, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned? *Yes/No*
Whether reportable? *Yes/No*