

COCP No. 3982 of 2018

DECIDED ON: OCTOBER 22, 2019

ABINASH KUMAR GOYAL

.....PETITIONER

VERSUS

DR. AMARPAL SINGH IAS AND ORS

.....RESPONDENTS.

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Ravish Bansal, Advocate, for the petitioner.

Ms. Deepali Puri Sandhu, Advocate for the respondents.

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AVNEESH JHINGAN, J (ORAL)CM No. 15006-CII of 2019

This is an application for placing on record calculation sheet as  
Annexure P-3.

Application is allowed, as prayed for.

Annexure P-3 is taken on record, subject to all just exceptions.

COCP No. 3982 of 2018

A writ petition filed by the petitioner seeking direction to  
respondents to release the retiral benefits was allowed on 22.05.2018.

The operational part of the order is reproduced below:-

*“7. Accordingly, instant petition is allowed in this regard.  
Consequently, respondents are directed to release the retiral  
benefits of the petitioner i.e. Gratuity and Leave Encashment, etc.  
admissible to him, that too, along with interest @ 9% per annum  
after expiry of three months from the date of his retirement till*

*actual payment, within a period of two months from the date of receipt of certified copy of this order. In case of non compliance of aforesaid directions, petitioner shall be at liberty to have recourse to the other remedies available under law as well as to approach this Court.*

8. *With the passing of above order, instant petition is stands partly allowed, with no order of the cost.”*

Learned counsel for the petitioner candidly submits that though the retiral benefits have been released to the petitioner along-with interest but there is a dispute with regard to the calculation of the amount. He further submits that no details of calculation have been provided to the petitioner.

Learned State counsel submits that the details of calculations will be provided to the petitioner within four weeks from today.

Learned counsel for the petitioner submits that in view of above, no cause of action survives for pursuing the present petition. However, he seeks liberty to avail remedy in accordance with law, if aggrieved of the calculations.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondents stands discharged.

**OCTOBER 22, 2019**  
**sham**

**(AVNEESH JHINGAN)**  
**JUDGE**

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