

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 1752 of 2019

Date of Decision : 22.01.2019

Kuldeep Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

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

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

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the petitioner states that he retired on 02.02.2017 after his request for voluntarily retirement was accepted.

Learned counsel for the petitioner states that after the retirement, the payments of retiral benefits were not made immediately and amount was released on various dates starting from July, 2017 onwards till August, 2018. Learned counsel further states that there was no justification in withholding the amount and delayed release of the retiral benefits, therefore, the petitioner is entitled for the interest in view of the law laid down in Full Bench of this Court in the case of *A.S. Randhawa Vs. State of Punjab*, 1997 (3) SCT 468.

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 05.11.2018 (Annexure P-5) and the petitioner will be satisfied, at this stage, in case a time bound direction is

issued 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 an appropriate speaking order on the claim raised by the petitioner in the legal notice dated 05.11.2018 (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 22, 2019
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

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