

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

(109)

CWP-2789-2019

Date of Decision: February 01, 2019

Pardeep Kumar

..Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: None for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the claim is for the grant of the interest on the delayed release of the payments of his retiral benefits.

As per the averments made in the writ petition, the petitioner retired from service on 30.04.2016 but the retiral benefits were released to the petitioner starting from September, 2016 till January, 2017.

Petitioner contends that there was no valid justification in retaining the retiral benefits and therefore, in view of the settled principle of law settled by the full Bench of this Court in **A.S. Randhawa Vs. State of Punjab, 1997(3) S.C.T. 468,** he is entitled for the interest on the delayed release of his pensionary benefits.

For the relief which has been claimed in the present writ petition, the petitioner has served the respondents with a representation dated 25.01.2018 (Annexure P-2) which is still pending consideration with the respondents and he will be satisfied, at this stage, in case a time bound direction is given to the respondents to decide the representation dated 25.01.2018 (Annexure P-2) by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the representation dated 25.01.2018 (Annexure P-2), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 25.01.2018 (Annexure P-2) within a period of three months from the receipt of certified copy of this order.

In case, it is found that the petitioner is entitled to any monetary benefits after the decision of the representation, the same should also be paid to him within three months thereafter.

February 01, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No