

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-6936-2019

Date of decision: - 14.03.2019

Kura Ram

...Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. H.K. Brinda, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

In the present writ petition, the prayer which is being made by the petitioner is that he is entitled for interest on the delayed release of the pensionary benefits keeping in view the law settled by a Full Bench of this Court in **A.S. Randhawa Vs. State of Punjab and others, 1997(3) SCT 468**, wherein, this Court has held that in case there is an undue and unexplained delay in releasing of the pensionary benefits, the employee is entitled for the grant of interest.

Counsel for the petitioner states that petitioner retired on 31.12.2017 and his benefits were sanctioned in April/June, 2018, but some benefits were actually released to him in November, 2018 i.e. approximately after a period of 11 months. Further, the payments of GIS and GPF have not been made to the petitioner so far and therefore, he

is entitled for interest on the said payments as well as held by this Court in A.S. Randhawa case (supra).

Counsel for the petitioner further states that for the relief which has been sought in the present writ petition, the petitioner has served the respondents with a legal notice on 05.01.2019 (Annexure P-5), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 05.01.2019 (Annexure P-5) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioner is entitled for any monetary benefit, the same shall also be released to him within a period of next three months.

Present writ petition stands disposed of.

March 14, 2019
naresh.k

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking?	Yes
Whether reportable?	No