

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

(112)

**CWP-8958-2019
Date of Decision: April 03, 2019**

Puran Chand

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rajeev Dev Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that the petitioner retired from service on 31.03.2016 and was entitled for the release of the pensionary benefits immediately thereafter but without any valid justification, the benefits were released to the petitioner starting from November, 2016 onwards and were given on various dates till 14.01.2019.

Learned counsel for the petitioner argues that keeping in view 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,** the petitioner is entitled for the interest on the delayed payments as there is no valid justification with the respondents to delay the release of the said benefits.

Learned counsel for the petitioner further states that for the relief which has been claimed in the present writ petition, the petitioner has served the respondents with a representation dated 16.12.2018 (Annexure P-3) and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the representation dated 16.12.2018 (Annexure P-3) 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 16.12.2018 (Annexure P-3), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 16.12.2018 (Annexure P-3) 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 for any monetary benefits after the decision of the representation, the same should also be paid to him within three months thereafter.

(HARSIMRAN SINGH SETHI)
JUDGE

April 03, 2019
harsha

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