

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 11572 of 2019

Date of Decision : 03.05.2019

Gurjant Singh Rattan

...Petitioner

Versus

The State of Punjab and others

...Respondents

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

Present: Mr. Prince Goyal, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the claim raised by the petitioner is for interest on the delayed release of the retiral benefits.

As per the averments made in the writ petition, petitioner retired on 31.12.2017, whereas the retiral benefits were released starting from September, 2018 till December, 2018. Learned counsel for the petitioner contends that as there is an inordinate and unjustified delay in releasing the pensionary benefits, petitioner is entitled for interest on delayed payments keeping in view the law laid down by the Full Bench of this Court in *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 25.02.2019 (Annexure P-2) 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 relief claimed 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 25.02.2019 (Annexure P-2) 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.

May 03, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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