

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

(140)

CWP-15273-2019

Date of Decision: May 30, 2019

Sham Lal

.. Petitioner

Versus

PSPCL and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Aditya Dassaur, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance of the petitioner is that he retired from service of the respondents on attaining the age of superannuation on 31.05.2018 but his retiral benefits were not released immediately/within a reasonable time.

As per the averments made in the writ petition, in September, 2018, a sum of Rs.5,69,974/- was released to the petitioner and thereafter on 02.04.2019, another sum of Rs.3,05,199/- was released on account of the arrears of regular pension. Further on 16.04.2019, a sum of Rs.9,77,085/- was released being gratuity amount and a sum of Rs.3,87,544/- was released as commuted value of pension.

Learned counsel for the petitioner states that General Provident Fund has not been released to the petitioner till now without any justifiable reason.

The claim which is being made by the petitioner in the present writ petition is that a direction be issued to the respondents to release the GPF amount as well as interest on the delayed payments.

As the release of the retiral benefits have been delayed without any valid justification, learned counsel for the petitioner relies upon the judgment of the full Bench of this Court in *A.S. Randhawa Vs. State of Punjab, 1997(3) S.C.T. 468,* to claim interest.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has submitted a representation dated 01.04.2019 (Annexure P-2) to 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 same 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 01.04.2019 (Annexure P-2), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 01.04.2019 (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 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

May 30, 2019
harsha

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