

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

(126)

CWP-20756-2019

Date of Decision: July 29, 2019

Ashok 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 grievance which is being raised by the petitioner is that though the petitioner retired from service on 30.11.2017 but actual payments in respect of pensionary benefits were released to the petitioner after a period of more than one year.

As per the averments made in the writ petition, arrears of increment and the LTC are still to be released to the petitioner. Petitioner is claiming the release of benefit of arrears of increment, LTC as well as interest on the delayed release of the pensionary benefits by placing reliance on the judgment of Full Bench of this Court in **A.S. Randhawa Vs. State of Punjab, 1997 (3) SCT 468.**

From the pleadings, it transpires that for the relief which has been claimed in the present writ petition, the petitioner has served the respondents with a legal notice dated 06.05.2019 (Annexure P-7) and the interest of justice will be served, in case a time bound direction is issued to the respondents to decide the said legal notice 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 legal notice dated 06.05.2019 (Annexure P-7), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 06.05.2019 (Annexure P-7) 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 legal notice, the same should also be paid to him within three months thereafter.

(HARSIMRAN SINGH SETHI)
JUDGE

July 29, 2019
harsha

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