

CWP-26508-2016

Date of decision: 06.12.2019

MADAN LAL

...PETITIONER

VERSUS

STATE OF PUNJAB AND ORS.

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. V.K. Sandhir, Advocate
for the petitioner.

Ms. Sunint Kaur, AAG, Punjab.

Mr. Manvir Singh, Advocate for
Mr. Sanjeev Soni, Advocate
for respondent No.3.

Mr. Vijay Kumar Kaushal, Advocate
for respondent No.4.

HARSIMRAN SINGH SETHI, J. (ORAL)

Reply has been filed in Court today. Alongwith reply, a cheque of Rs. 9,40,880/- (Rs. Nine Lacs Forty Thousand Eight Hundred and Eighty only) has been attached. According to the respondents, the petitioner is found entitled for the said payment. The cheque has been handed over to the learned counsel for the petitioner for onward transmission to the petitioner.

Learned counsel for the petitioner states that the amount which is being handed over to the petitioner, today the petitioner was entitled for the said amount on the date of retirement i.e. 30.11.2015 and as the amount is being paid in December, 2019 i.e. after a period of four years, petitioner is entitled for interest on the same. Further grievance of the petitioner is that another sum of Rs.

35,440/- was deducted from the pensionary benefits without giving any details, as

to why the said recovery was effected.

Learned State counsel very fairly states that in case the petitioner has any grievance, which has been projected by the learned counsel for the petitioner, let the petitioner make a representation in this regard for claiming the interest on the delayed payments as well as for the refund of the recovery of certain amount as noticed earlier.

Learned counsel for the petitioner states that keeping in view the statement of the respondents, the petitioner will approach the respondents by filing appropriate representation raising his grievance, as projected above.

The writ petition is disposed of with a direction to the respondents that in case any representation is filed by the petitioner raising any grievance, as stated by the learned counsel for the petitioner, the same will be decided within a period of two months from the receipt of the same by passing appropriate speaking order, keeping in view the facts and circumstances of this case coupled with settled principles of law settled by a Full Bench of this Court in **A.S. Randhawa Vs. State of Punjab 1997 (3) SCT 468** and in case the petitioner is found entitled for any amount on account of interest or with regard to the recoveries which have been effected from the pensionary benefits of the petitioner, the same will be given to the petitioner within a period of one month from the said decision.

The writ petition is disposed of in the above terms.

06.12.2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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