

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 23817 of 2018
Date of Decision : 21.01.2019

Sumer Chand

...Petitioner

Versus

Managing Director, UHBVNL and others

...Respondents

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

Present: Mr. Narinder Singh Behgal, Advocate for the petitioner.

Mr. Vivek Chauhan, Advocate for the respondents.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the petitioner has prayed for counting his daily wage service from August, 1979 till June, 1987 for computing the pensionary benefits. Further, a prayer has been made that even though the petitioner has retired on 31.12.2016, the gratuity and other benefits were paid only in July, 2018 and for the inordinate unexplained delay, the petitioner is entitled for interest as per the law laid down by a Full Bench of this Court in the case of *A.S. Randhawa Vs. State of Punjab, 1997 (3) SCT 468*.

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 legal notice dated 10.10.2017 (Annexure P-4) and the petitioner will be satisfied, at this stage, in case a time bound direction is given to the respondents to decide the legal notice by passing a

speaking order.

Learned counsel for the respondents has no objection to the grant of the said prayer of the petitioner for deciding his legal notice dated 10.10.2017 (Annexure P-4).

Without going into the merits of the case or expressing any opinion to the entitlement of the petitioner in respect of the claim prayed 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 10.10.2017 (Annexure P-4) 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.

January 21, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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