

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

**CWP-25542 of 2018**

**Date of decision: 18.12.2019**

Gurcharan Singh

.... Petitioner

versus

State of Punjab and others

.... Respondents

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

Present: Mr. Manbir Singh Batth, Advocate  
for the petitioner.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

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**HARSIMRAN SINGH SETHI, J.**

The claim of the petitioner in the present writ petition is for directing the respondents to release the full and final payment of retiral benefits of the petitioner, such as, gratuity, leave encashment and arrears of pension along with interest.

Reply filed on behalf of respondents No.1 to 4 to the claim of the petitioner in the Court today is taken on record. Copy thereof has been supplied to the learned counsel for the petitioner.

Learned counsel for the respondents states that all the benefits, for which the petitioner has been found entitled after his retirement have already been extended to him except the arrears of the pension as the petitioner, after his retirement was getting provisional pension to the tune of 66% which was later on enhanced to 90%.

Learned State counsel, on instruction from respondent No.2, who is present in the Court states that release of the said benefit is already under

consideration and appropriate orders will be passed within a period of four weeks from today. Learned State counsel further states that the claim of the petitioner as raised during the arguments that petitioner retired from service on 31.12.2015 and the pensionary benefits have only been released in the year 2019 will also be considered as to whether the petitioner is entitled for interest on the said delayed payment or not, keeping in view the settled principle of law settled by the Full Bench of this Court in **A.S. Randhawa vs. State of Punjab 1997(3) S.C.T. 468** .

Learned counsel for the respondents states that in case the petitioner is found entitled for interest on the delayed release of payment, the same will be released to him within a period of one month after the decision of the claim of the petitioner, which will be done within a period of one month as undertaken.

Keeping in view the above, respondent No.2 is directed to pass an appropriate order within a period of four weeks from the date of receipt of certified copy of this order in respect of the claim of the petitioner for the release of arrears of pension as well as interest on the delayed release of payment keeping in view the settled principle of law settled by Full Bench of this Court in **A.S. Randhawa's case (supra)** and in case, he is found entitled for any monetary benefits, the same will also be released to the him within a period of one month thereafter.

The present writ petition stands disposed of in above terms.

(HARSIMRAN SINGH SETHI)  
JUDGE

18.12.2019  
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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable?            | Yes/No |