

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-23485 of 2019

Date of decision: 30.08.2019

Ashwani Kumar Puri

.... Petitioner

versus

State of Punjab and others

.... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikram Bali, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J.

The grievance which is being raised by the petitioner in the present writ petition is that though the petitioner retired from service on attaining the age of superannuation on 30.09.2018 but the pensionary benefits such as leave encashment and GPF were paid to the petitioner after undue and unexplained delay in March/April, 2019 therefore, the petitioner is entitled for the grant of interest keeping in view the law laid down by the Full Bench of this Court in **A.S. Randhawa vs. State of Punjab 1997(3) S.C.T., 468**. Counsel for the petitioner prays that a direction be issued to the respondents to grant interest on the said delayed payment from the date the petitioner became entitled for the release of such payments.

Counsel for the petitioner states that for the relief which has been sought in the present writ petition, the petitioner has served the respondents with legal notice dated 08.05.2019 (Annexure P/1), which is still pending consideration with 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 said legal notice.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 08.05.2019 (Annexure P/1) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case, after the decision, it is found that the petitioner is entitled for any monetary benefit, the same shall also be released to her within a period of next three months.

Present writ petition stands disposed of.

30.08.2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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