

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

**CWP No.23212 of 2019**

**DATE OF DECISION:29.08.2019**

Manmohan Lal

... Petitioner

Versus

State of Punjab and others

... Respondents

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

Present: Mr. P.S. Khurana, Advocate  
for the petitioner.

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**HARSIMRAN SINGH SETHI, J. (ORAL)**

In the present writ petition, the grievance which is being raised by the counsel for the petitioner is that the petitioner retired on attaining the age of superannuation on 30.04.2017 but his benefits such as gratuity, GIS and GPF were only released starting from June, 2017 onwards till May, 2019. Further, benefits of the arrears of dearness allowance, the details of which have been given in para 4 of the writ petition, have not been released so far though the bills in this regard have already been prepared by the respondents.

The prayer of the petitioner is that the petitioner be paid interest on the delayed release of the pensionary benefits i.e. Gratuity, GIS and GPF in view of the settled principles of law settled by the Full Bench judgment of this Court in **A.S. Randhawa Vs. State of Punjab, 1997(3) SCT 468** and further a direction be issued to the respondents to release the arrears of increments from the period

09.03.2015 to 01.01.2017 and also to release the arrears of D.A. for the period from 01.01.2013 to 30.06.2013 and 01.01.2014 till 28.02.2015.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, petitioner has served the respondents with a representation dated 12.03.2019 (Annexure P-2) 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 representation dated 12.03.2019 (Annexure P-2) 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 representation dated 12.03.2019 (Annexure P-2), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 12.03.2019 (Annexure P-2) 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.

**August 29, 2019**

**jt**

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

Whether speaking/reasoned: Yes / No

Whether reportable : Yes / No