

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

(257)

CWP-4750-2018

Date of Decision: February 11, 2019

Uttam Singh

..Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. S.K. Rattan, Advocate, for the petitioner.

Mr. Mehardeep Singh, Addl. A.G., Punjab.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that the present writ petition was filed for the release of DCRG amounting to Rs.8,79,896/- as well as leave encashment amounting to Rs. 6 lac alongwith interest, which was being withheld by the respondents without any valid justification.

Learned counsel for the petitioner states that the petitioner retired on 31.07.2016 whereas these payments have been released only in March, 2019 and therefore, the petitioner became entitled for the interest on the delayed payments.

Learned counsel for the petitioner further states that the petitioner has already served the respondents with a legal notice dated 12.01.2018 (Annexure P-4) for the release of the benefits alongwith interest and the petitioner will be satisfied, at this stage, in case the present writ petition is disposed of with a direction to the respondents to decide the legal notice in respect of the grant of interest to the petitioner on the delayed release of the pensionary benefits.

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 legal notice dated 12.01.2018 (Annexure P-4), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 12.01.2018 (Annexure P-4) 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 to any monetary benefits after the decision of the legal notice, the same should also be paid to him within three months thereafter.

February 11, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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