

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-25018 of 2019

Date of decision: 09.09.2019

Sri Krishna Chandra Mishra and another

.... Petitioners

versus

State of Punjab and others

... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. G.S. Chahal, Advocate
for the petitioners.

HARSIMRAN SINGH SETHI, J.

Though, in the present writ petition, the petitioners have also prayed for the grant of benefit of some pending earned leave, which has been deducted out of the 300 days, keeping in view the leave which the petitioners had availed during the period of extension of service, but at the time of arguments, counsel for the petitioners restricted his claim only with regard to the interest on delayed release of the pensionary benefits.

Counsel for the petitioners argues that the petitioners retired on 31.03.2016, whereas their pensionary benefits have been released in the year starting from June, 2016 onwards. Counsel further argues that as per law settled by Full Bench of this Court in **A.S. Randhawa Vs. State of Punjab 1997(3) S.C.T. 468** an employee will be entitled for release of his pensionary benefits within reasonable time after his retirement and the reasonable time as per the Full Bench is two months.

Counsel for the petitioners states that for the relief, which has been claimed in the present writ petition, the petitioners have served the

respondents with legal notice dated 08.05.2018 (Annexure P-4), which is still pending consideration with the respondents and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to 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 petitioners, the respondents are directed to decide the legal notice dated 08.05.2018 (Annexure P-4) qua the grant of interest on delayed payments only 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 petitioners are entitled for any monetary benefit, the same shall also be released to them within a period of next three months.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

09.09.2019
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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable? | Yes/No |