

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

(113)

CWP-29677-2019

Date of Decision: October 16, 2019

Amarjeet Singh

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rajeev Dev Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance which is being raised by the petitioner is that petitioner retired from service on 31.08.2017 but his retiral benefits were only released in March, 2018 i.e. after a period of seven months.

Learned counsel for the petitioner argues that 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,** in case, the retiral benefits are not released within a period of two months after the retirement, the employee will be entitled for interest on the delayed payments and therefore, the case of the petitioner is squarely covered for the grant of interest on the payments which were released to him after a delay of seven months.

Learned counsel for the petitioner prays that a direction be issued to the respondents to grant the petitioner interest on the delayed payments.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has served

the respondents with a legal notice dated 14.02.2019 (Annexure P-3) 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 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 legal notice dated 14.02.2019 (Annexure P-3), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 14.02.2019 (Annexure P-3), 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.

October 16, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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