

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 8960 of 2013

Date of Decision : 04.02.2019

Surinder Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

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

Present: Ms. Satinder Kaur, Advocate for the petitioner.

Ms. Deepali Puri Sandhu, Addl. Advocate General, Punjab.

Harsimran Singh Sethi, J.(Oral)

Learned counsel for the parties are agreed that the relief which has been claimed in the present writ petition, has already been extended to the petitioner.

Learned counsel for the petitioner states that as the arrears are being released after undue and unexplained delay of five years, petitioner is entitled for interest also and the petitioner may be given liberty to agitate the same before the respondents by filing representation in view of the law laid down by Full Bench of this Court in *A.S. Randhawa Vs. State of Punjab, 1997 (3) SCT 468*.

The present writ petition is disposed of with a direction to the respondents that in case legal heirs of the petitioner file representation claiming interest on the delayed release of the payment within a period of four weeks from today, the respondents shall decide the same by passing an

appropriate speaking order in view of the settled principle of law mentioned above within a period of three months from the date of filing of such representation. In case legal heirs of the petitioner are found entitled for any monetary benefit, the same should also be released to them within a period of next one month.

Learned counsel for the petitioner states that though the order has already been passed but the actual payment in respect of the order dated 01.01.2019 has not been released.

Learned counsel for the respondents states that the order will be implemented at the earliest.

Let payment to the legal heirs of the petitioner in pursuance to the order dated 01.01.2019 be released within a period of one month from today.

The writ petition stands disposed of.

February 04, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned? *Yes/No*
Whether reportable? *Yes/No*