

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

(106)

CWP-30415-2019

Date of Decision: November 14, 2019

Smt. Rajjan Devi

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ashok Kaushik, 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 husband of the petitioner retired from service in June, 1995 after rendering 37 years of service but his retiral benefits were only released to him in February, 2008.

Learned counsel for the petitioner argues that there was no valid justification with the respondents to withhold the pensionary benefits of the petitioner but the same were released after a period of 13 years though, the benefits are required to be released immediately after retirement otherwise, the employee will be entitled for interest.

Learned counsel for the petitioner further argues that the late husband of the petitioner submitted representations to the respondents starting from the year 2009 onwards till he unfortunately died, for the release of the interest on the delayed payments but the respondents did not bother to respond to the representations and ultimately the late husband of the petitioner sent a representation to the Chief Minister, Haryana in October, 2015.

The prayer of the petitioner is for directing the respondents to pay the interest on the delayed payments in respect of the service rendered by her late husband, who has unfortunately died on 29.02.2016.

Learned counsel for the petitioner states that the representations which have been addressed to respondent No.1, are collectively attached as Annexure P-2 dated 26.09.2016 and 19.12.2018 and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondent No.1 to decide the said representation 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 her in the representations dated 26.09.2016 and 19.12.2018 (Annexure P-2 Colly.), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 26.09.2016 and 19.12.2018 (Annexure P-2 Colly.), 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 representation, the same should also be paid to her within three months thereafter.

November 14, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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