

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(135)

CWP No. 34983 of 2019

Date of Decision : 02.12.2019

Jang Bahadur

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Bhupinder Kumar Gupta, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner contends that petitioner had retired from service on attaining the age of superannuation on 31.08.2009 and after his retirement, State of Punjab has revised the pay scale of the employees in the year 2009 but w.e.f. 01.01.2006 and keeping in view the said revision of pay scale, petitioner became entitled for revision of his pay and pensionary benefits. Learned counsel argues that petitioner's revised gratuity was calculated by the respondents and the difference of the revised gratuity amounting to ₹58,955/-, though has already been calculated by the respondents as far back as in the year 2013, but the payment of the same has not been released by the respondents so far without any valid justification. The prayer of the petitioner is for issuance of a direction to the respondents to release the revised gratuity alongwith interest.

Learned counsel for the petitioner states that for the relief,

which has been claimed in the present writ petition, petitioner has submitted various representations to the respondents and last representation was submitted on 09.10.2019 (Annexure P-7), 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 respondent No. 3 to decide the said representation.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, respondent No. 3 is directed to decide the representation dated 09.10.2019 (Annexure P-7) 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 petitioner is entitled for any monetary benefit, the same shall also be released to him within a period of next three months.

Writ petition stands disposed of accordingly.

December 02, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes
Whether reportable? No