

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(133)

CWP No. 36252 of 2019

Date of Decision : 13.12.2019

Balwinder Singh and others

....Petitioners

Versus

State of Punjab and others

.....Respondents

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

Present:- Mr. B.S. Mittal, Advocate for the petitioners.

\*\*\*

**Harsimran Singh Sethi, J. (Oral)**

The claim, which is being raised by the petitioners in the present writ petition, is that release of their pensionary benefits was delayed by the respondent-Municipal Council, Maur and that too without any valid justification and, therefore, as the delay in releasing the pensionary benefits is more than two months, petitioners are claiming interest on the delayed release of the pensionary benefits keeping in view the law laid down by this Court in ***A.S. Randhawa Vs. State of Punjab and others, 1997(3) SCT 468.*** The prayer of the petitioners is that once the delay in releasing the pensionary benefits is attributable to the respondents and there was no valid justification for withholding the pensionary benefits, they are entitled for interest on the delayed payments so as to compensate the delay in releasing the pensionary benefits.

Learned counsel for the petitioners states that for the relief, which has been claimed in the present writ petition, petitioners have served the respondents with a legal notice dated 15.10.2019 (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 respondent No. 3 to decide the said legal notice.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioners, respondent No. 3 is directed to decide the legal notice dated 15.10.2019 (Annexure P-4) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order.

Writ petition stands disposed of accordingly.

**December 13, 2019**  
*kanchan*

**( HARSIMRAN SINGH SETHI )**  
**JUDGE**

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