

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-419 of 2020

Date of decision: 09.01.2020

Gurtej Singh

.... Petitioner

versus

State of Punjab and another

... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. NPS Mann, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J.

Learned counsel for the petitioner argues that the petitioner attained the age of superannuation on 31.03.2014 and, thereafter, was given extension of two years in service and ultimately retired on 31.3.2016 but inspite of the fact that there was no impediment in the release of his retiral benefits, the same were released by the respondents to him staring from August, 2017 till March, 2019 and, therefore, keeping in view the law laid down by the Full Bench of this Court in **A.S. Randhawa vs. State of Punjab 1997(3) S.C.T. 468**, the petitioner is entitled for interest on the delayed release of payment pensionary benefits. Learned counsel for the petitioner prays that a direction be issued to the respondents to grant the petitioner the benefit of interest on the delayed release of payment of retiral benefits.

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

respondents with legal notice dated 30.09.2019 (Annexure P/1), 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.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, the respondents are directed to decide legal notice dated 30.09.2019 (Annexure P/1), 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.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

09.01.2020
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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable? | Yes/No |