

136 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.1327 of 2020 (O&M)
Date of decision : January 20, 2020

Gurmeet Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Gurjinder Singh Chahal, Advocate for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner states that the petitioner has retired from service on attaining the age of superannuation on 30.06.2018, but the pensionary benefits for which he was entitled, were not released by the respondents within a reasonable time after the retirement.

Learned counsel for the petitioner argues that the pensionary benefits were released by the respondents from January, 2019 onwards till July, 2019 and therefore, as there is delay of more than one year in the release of pensionary benefits and the delay was totally attributable to the respondents, as there was no impediment in the release of the same, keeping in view the law laid down by the Full Bench of this Court in case of “***A.S. Randhawa vs State of Punjab***”, 1997(3) SCT 468, the petitioner is entitled for the grant of interest on the delayed release of the pensionary benefits. Prayer of the petitioner is for issuance of a direction to the respondents for grant of interest on the delayed release of pensionary benefits.

Counsel for the petitioner states that for the relief which has been sought in the present writ petition, petitioner has submitted

representations dated 25.08.2019 (Annexure P-1) and dated 14.11.2019 (Annexure P-2) with the respondents, which are 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.4 to decide the same by passing an appropriate speaking order in accordance with law.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, respondent No.4 is directed to decide the representations dated 25.08.2019 (Annexure P-1) and dated 14.11.2019 (Annexure P-2), by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

January 20, 2020

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Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No