

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-2111 of 2020

Date of decision: 27.01.2020

Balkaran Singh

.... Petitioner

versus

State of Punjab and others

... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Hemender Goswami, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J.

Learned counsel for the petitioner submits that keeping in view the order passed by this Court in CWP No.5371 of 2013 titled as **Pawan Kumar and others vs. State of Punjab and others** decided on 29.03.2016, the petitioner and the other similarly situated employees were held entitled for higher pay scale and consequently the petitioner is entitled for revised pensionary benefits. Learned counsel states that keeping in view the revised pay scale, revised pensionary benefits of the petitioner were approved by the competent authority but, the same were not released to him within a reasonable time and revised amount of leave encashment is yet to be paid by the respondents.

Learned counsel for the petitioner argues that the petitioner is entitled for interest on delayed release of the benefit of revised pension and also for the release of leave encashment alongwith interest keeping in view the law laid down in ***A.S. Randhawa Vs. State of Punjab, 1997 (3) SCT 468.***

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 29.11.2019 (Annexure P/6), 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 respondent No.2 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 respondent No.2 is directed to decide legal notice dated 29.11.2019 (Annexure P/6) 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

27.01.2020
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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable? | Yes/No |