

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(113)

CWP No. 3646 of 2020

Date of Decision : 11.02.2020

Sunil Mahindru

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Rajeev Dev Sharma, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner states that though the petitioner has retired on attaining the age of superannuation on 28.02.2019 and approximately one year has elapsed since the retirement but all the payments for which the petitioner was entitled for after his retirement, have not been released to him. Learned counsel states that even as of now, Provident Fund amounting to ₹8 lacs approximately, is still to be released to the petitioner.

Learned counsel for the petitioner argues that there is no impediment in the release of the pensionary benefits but still, the Provident Fund amount has not been released.

Learned counsel further argues that even the payments, which have been released, were released in installments and there is a delay in

release of the said payments for which the petitioner is entitled for interest keeping in view the judgment of the Full Bench of this Court in ***A.S. Randhawa Vs. State of Punjab and others, 1997(3) SCT 468***. The prayer of the petitioner is for issuance of a direction to respondent No. 4 to release all the payments for which the petitioner is entitled for forthwith as well as interest on the delayed payments forthwith.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, petitioner has submitted a representation dated 05.12.2019 (Annexure P-2) with the respondents, which is still pending consideration and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No. 4 to decide the said representation by passing an appropriate speaking order.

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. 4 is directed to decide the representation dated 05.12.2019 (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. 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.

February 11, 2020
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(HARSIMRAN SINGH SETHI)
JUDGE

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