

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP No.3876 of 2020
Date of Decision: 13.02.2020.

Rajpati

...Petitioner

Versus

State of Haryana and others

....Respondents

Coram : Hon'ble Mr. Justice B.S.Walia

Present: Mr. Rajesh K. Kataria, Advocate for the petitioner.

B.S.WALIA, J. (Oral)

1. Prayer in the petition under Articles 226/227 of the Constitution of India is for the issuance of a writ of Mandamus for directing respondent Nos.1 and 2 to deposit/release all service benefits including pro-rata pension benefit for the period w.e.f. 15.10.1985 to 20.12.2012.

2. Learned counsel states that the petitioner has served legal notice Annexure P/14 dated 11.12.2019 in addition to various communication Annexure P/11 dated 01.01.2019, addressed by Pt. B.D. Sharma University of Health Sciences, Rohtak, to respondent No.2 but the grievance of the petitioner has not been redressed, therefore, in the circumstances the petitioner would be satisfied if the writ petition is disposed of by directing respondent No.2 to consider and decide the claim as is made in legal notice Annexure P/14 dated 11.12.2019 in terms of communication as has been referred to above

and to take follow up action, in accordance with law, in a time bound manner.

3. Notice of motion to respondent No.2 only. Mr. Harish Rathee, Sr. DAG, Haryana, accepts notice on behalf of respondent No.2, waives service and states that he has no objection to the limited prayer of learned counsel for the petitioner.

4. Without commenting upon the merits of the controversy or the entitlement of the petitioner to the relief claimed, the writ petition is disposed of by directing respondent No.2 to consider and decide the claim as made in legal notice Annexure P/14 dated 11.12.2019 in terms of communication Annexure P/11 dated 01.01.2019, in accordance with law, after taking into account all aspects of the matter, as expeditiously as possible preferably within three months from the date of receipt of certified copy of this order.

(B.S.WALIA)
JUDGE

13.02.2020.

rajesh.k.khurana

Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No