

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

**CWP No.4956 of 2020 (O&M)
Date of decision : February 25, 2020**

Ashok Kumar

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. MJS Bedi, Advocate for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner states that though the petitioner has already retired from service on attaining the age of superannuation on 30.11.2018, but all the benefits for which the petitioner was entitled after his retirement were released to the petitioner after an inordinate delay, therefore, on the released amount, the petitioner is entitled for interest as per the judgment of the Full Bench of this Court in “***A.S. Randhawa v State of Punjab and others, 1997(3) SCT 468***”.

Learned counsel for the petitioner further states that the Dearness Allowance, which the petitioner became entitled for while in service has also not been released by the respondents and therefore, a direction be issued to the respondent-Nagar Panchayat, Mandi Kalan, Tehsil Maur, District Bathinda, to release all the pensionary benefits of the petitioner along with interest as well as the installments of the Dearness Allowance, for which the petitioner became entitled while in service.

Counsel for the petitioner states that for the relief which has been sought in the present writ petition, petitioner has served a legal notice dated 06.01.2020 (Annexure P-2) upon the respondents, which is still

pending consideration with respondent Nos.3 and 4 and the petitioner will be satisfied, at this stage, if a time bound direction is issued to the respondent Nos.3 and 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 on the claim being made by the petitioner, respondent Nos.3 and 4 are directed to decide the legal notice dated 06.01.2020 (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.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

February 25, 2020

sarita

Whether speaking / reasoned

Yes

Whether Reportable:

No