

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

CWP-5238-2020

Date of decision: - 27.02.2020

Ram Charan

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Vijay Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

Learned counsel for the petitioner very fairly states that no claim has been made by the petitioner before the respondents prior to approaching this Court by way of the present writ petition.

A writ of mandamus, which is being prayed for by the petitioner, can only be issued in case there is a legal right and the petitioner has already agitated the said right by approaching the respondents. In the present case, it has been conceded by the learned counsel for the petitioner that the petitioner has never approached the respondents seeking interest on the delayed release of the pensionary benefits before approaching this Court.

Faced with this situation, learned counsel for the petitioner states that he may be allowed to withdraw the present writ petition with liberty to approach the respondents claiming the interest on the delayed release of the pensionary benefits keeping in view the law laid down by the Full Bench of this Court in **A.S. Randhawa Vs. State of Punjab and others, 1997(3) SCT 468.**

Dismissed as withdrawn, with the liberty, as prayed for.

(HARSIMRAN SINGH SETHI)

JUDGE

February 27, 2020

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Whether reasoned/speaking?

No

Whether reportable?

No