

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP No.15582 of 2020 (O&M)

Date of decision: 28.09.2020

Gurpal Singh

.....Petitioner

versus

Punjab Mandi Board and others

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Pawan Kumar Goklaney, Advocate for the petitioner.

*(the aforesaid presence is being recorded through video
conferencing since the proceedings are being conducted in Virtual Court).*

GIRISH AGNIHOTRI, J. (Oral)

Petitioner – Gurpal Singh stated to be aged 66 years has filed the present writ petition *inter alia* with a prayer to direct the respondents to release interest @ 9% p.a. to him on the amount of GPF for the period 16.4.1983 to 30.06.1986, which was paid to him on 21.12.2018 after completion of so many years, from the date when it became due, till its realization, with a further prayer to direct the respondent No.3 to grant the benefit of notional increment on completion of 12 months to him.

Learned counsel for the petitioner, submits that the petitioner was initially appointed as Auction Recorder in the Market Committee, Kapurthala on 14.08.1976 and worked on various posts thereafter. The petitioner was retired on 31.12.2010 as Accountant. Learned counsel further submits that for the period from 16.04.1983 to 30.06.1986, the amount of GPF was paid after unreasonable delay, ultimately on 21.12.2018. Learned counsel, however, submits that the petitioner, therefore, claims that he is

entitled to 9% interest on the same. He further submits that the petitioner had also requested for grant of notional increment on completion of 12 months service, for the purpose of pension. For the aforementioned demands, the petitioner had got served legal notice dated 29.05.2020 (Annexure P-7), but till date no action had been taken.

Notice of motion.

On the asking of Court, Mr. Vikas Chatrath, Advocate, accepts notice on behalf of respondents No. 1 to 3.

At this stage, learned counsel for the respondents submits that the Competent Authority, if directed by this Hon'ble Court would take a decision, in accordance with law, subject to all just exceptions (including *res judicata*).

In view of the above and without commenting on the merits of the case, the present writ petition is disposed of with a direction to respondents-Competent Authority, to consider the legal notice dated 29.05.2020 (Annexure P-7) and decide the same in accordance with law, as expeditiously as possible, within a period of 03 months from the date of receipt of certified copy of this order.

Ordered accordingly.

(GIRISH AGNIHOTRI)
JUDGE

28.09.2020

jyoti3

Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No