

CWP No. 17352 of 2020

Date of Decision: 16.10.2020

Swatanter Arora

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Vijay Lath, Advocate,
for the petitioner.

Mr. Bhupinder Beniwal, AAG, Punjab.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

By this petition, the petitioner seeks the issuance of a writ in the nature of '*mandamus*' directing the respondents to decide the representation dated 18.08.2020 (Annexure P-3); and to direct the respondents to release the entire retiral benefits, contributory fund, leave encashment, gratuity etc. permissible, as per law.

In respect of his grievance of non-release of the retirement dues, the petitioner is stated to have made a representation to respondent no.2 on 18.08.2020 (copy Annexure P-3).

Consequently, without making any comment on the actual merits of the case, this petition is disposed of with a direction to the competent authority amongst the respondents to take a decision on the aforesaid representation, also taking into account the contentions raised in the

present petition, and to pass a speaking order within a period of 2 months from the date of receipt of a certified copy of this order.

If a completely detailed speaking order has already been passed by the competent authority, then only a short order would now need to be passed, annexing therewith the detailed order already passed (if any).

If the claim of the petitioner is found to be genuine, the amount due to him shall be released within a period of two months thereafter, along with interest either at statutory rates provided in any statute, or if no such rate of interest is provided in any statute, then @ 6% per annum, running from the date that the benefits became due to the petitioner, till the date of the payment thereof.

Disposed of as above.

October 16, 2020
dharamvir

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No.