

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

109

CWP No.20843 of 2020
Date of decision: 04.12.2020

Veero

.....Petitioner

versus

State of Punjab and ors

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Puneet Kumar Bansal, 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 - Veero, stated to be aged 60 years, has filed the present writ petition *inter alia* with a prayer to direct the respondents to pay interest as per the provisions of The Provident Fund Act on delayed deposit of amount of provident fund (both employer share as well as employee share) in provident fund account from the date the said amount was due to be deposited till the date of her retirement, with a further prayer to direct the respondents to release Pension, Gratuity, Leave Encashment, Provident Fund and all other benefits to the petitioner along with interest @ 18% per annum from the day it become due till its actual payment to the petitioner.

Learned counsel for the petitioner by making reference to the pleadings submits the petitioner was initially appointed as Sewerman with respondent No.5 in the year 1997. The petitioner was thereafter transferred to respondent No.4 along with post in July 2005. Thereafter, she was again sent on deputation to respondent No. 5 in the year 2012. It was submitted

that the petitioner retired on 30.06.2020 while she was on deputation with No.5. The grievance of the petitioner is that since the date of retirement, till date the respondents have not deposited the provident fund @ 10% of the basic pay of petitioner, which was deducted every month from salary. He further submits that the petitioner has only been paid a total sum of Rs.1,57,000/- whereas payments due under various heads of pensionary benefits have not been released to her. He, however, submits that the petitioner also claims interest on the delayed payments. Learned counsel then submits that for the same/similar grievances, petitioner had submitted a legal notice dated 19.10.2020 (Anneuxre P-1) to the respondents, but till date no action has been taken.

Notice of motion.

On the asking of Court, Mr. Suveer Sheokhand, Addl. A.G., Punjab, accepts notice on behalf of respondents-State.

In view of the above and without commenting on the merits of the case, the present petition is disposed of with a direction to respondents/Competent Authority, to consider the legal notice dated 19.10.2020 (Annexure P-1) and decide the same in accordance with law, as expeditiously as possible, preferably within a period of 03 months from the date of receipt of certified copy of this order.

Ordered accordingly.

(GIRISH AGNIHOTRI)
JUDGE

04.12.2020

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