

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

(113)

CWP-21290-2020

Date of Decision: December 10, 2020

Navjeet Kaur

.. Petitioner

Versus

Punjabi University Patiala and another

.. Respondents

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Hardeep Singh, Advocate, for the petitioner.

Mr. Ajaivir Singh, Advocate, for respondent-University.

HARSIMRAN SINGH SETHI, J.(ORAL)

Present petition has been filed by the petitioner seeking the interest on the delayed release of the pensionary benefits.

Learned counsel for the petitioner argues that though the petitioner has retired on attaining the age of superannuation on 31.01.2013 but all the retiral benefits for which she was entitled for, were not paid to her immediately and there is a delay of more than six months in the release of the said benefits and as per the settled principle of law settled by the Full Bench of this Court in **A.S. Randhawa Vs. State of Punjab, 1997(3) S.C.T. 468**, in case, the delay in release of the pensionary benefits is more than two months, the employee is entitled for interest. Hence, the petitioner be granted interest on the delayed release of the pensionary benefits.

Learned counsel for the petitioner further submits that for the relief which has been claimed in the present writ petition, the petitioner has

already approached the respondents by serving a legal notice on 25.08.2020 (Annexure P-3), which is still pending consideration with the authorities and the petitioner will be satisfied, at this stage in case a time bound direction is issued to respondent No.2 to decide the said legal notice by passing an appropriate speaking order.

Notice of motion.

Mr. Ajaivir Singh, Advocate, who has joined the proceedings through video conference, accepts notice on behalf of the respondents and raises no objection for deciding the legal notice dated 25.08.2020 (Annexure P-3) in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by her in the legal notice dated 25.08.2020 (Annexure P-3), the present writ petition is disposed of with a direction to respondent No.2 to decide the legal notice dated 25.08.2020 (Annexure P-3) within a period of three months from the receipt of copy of this order, keeping in view the settled principle of law.

In case, the petitioner is found entitled for the relief as being claimed, the same be also released to the petitioner within a period of three months of deciding of the representation.

(HARSIMRAN SINGH SETHI)
JUDGE

December 10, 2020
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No