

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.37563 of 2019

DATE OF DECISION:20.01.2020

Brij Mohan Chattrath

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Suvir Kumar, Advocate for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

Learned counsel for the petitioner states that the claim of the petitioner for the release of the benefits of the dearness allowance is covered by the judgment of this Court in CWP No.12980 of 2015(O&M) titled as **Mohinder Singh Vs. State of Punjab**, decided on 25.07.2016 but the said judgment is not being implemented by the respondents qua the petitioner, who is more than 75 years of age, without any valid justification.

The prayer of the petitioner is for the release of the arrears of the dearness allowance along with interest forthwith.

Counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has submitted a representation dated 11.10.2019 (Annexure P-1), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case, a time bound direction is given to respondent No.3 to decide the representation dated 11.10.2019 (Annexure P-1).

Without expressing any opinion on the merits of the case and entitlement of the petitioner in respect of the claim made in the representation dated 11.10.2019, respondent No.3 is directed to decide the representation dated 11.10.2019 (Annexure P-1) within a period of three months from the date of receipt of a certified copy of this order.

In case it is found that the petitioner is entitled for any relief, the same shall also be released to him within a period of next three months.

Present writ petition stands disposed of.

January 20, 2020
jt

(HARSIMRAN SINGH SETHI)
JUDGE

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