

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CWP-1901-2021(O&M)
Date of Decision: 28.01.2021**

Surjit Kaur

...Petitioner

Vs.

The Accountant General, Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Karamjit Singh Chahal, Advocate,
for the petitioner.

(Presence marked through video conference).

ARUN MONGA, J. (ORAL)

Petition herein is under Article 226 of Constitution of India seeking, *inter alia*, issuance of a writ in the nature of mandamus directing respondent No.1 to release the pension of the petitioner w.e.f. 01.12.2013 to 31.08.2019, which was withheld without any plausible reason.

2. Learned counsel for the petitioner submits that petitioner caused issuance of a legal notice dated 03.11.2020 (Annexure P-4) but the same has not been adverted by the respondents till date. Hence, the instant petition.

3. Learned counsel for the petitioner at the threshold submits that he would be satisfied, at this stage, if a final decision is taken by the competent authority on the legal notice dated 03.11.2020 (Annexure P-4).

4. Given the nature of order being passed, there is no necessity to issue notice to the respondents as no further proceedings and/or pleadings are required.

5. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the competent authority to look into the grievance of the petitioner as per legal notice dated 03.11.2020 (Annexure P-

4) and also by keeping in view the contentions stated in the present petition by treating the same as supplementary representation and decide the same by passing a speaking order, in accordance with law, as expeditiously as possible, but not later than 6 weeks from today.

6. In case, favourable order is passed, the benefits thereof be accorded to the petitioner within a period of 30 days of passing of aforesaid order, failing which, the petitioner shall be entitled to penal interest @ 12% per annum, to be recovered from the salary of the erring official.

7. Disposed of accordingly.

January 28, 2021
vandana

(ARUN MONGA)
JUDGE

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