

CWP-5837-2021

Date of decision: 01.09.2021

Rajinder Kumar

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. Ankush Singla, Advocate
for the petitioner.**FATEH DEEP SINGH, J. (ORAL)**

Due to outbreak of pandemic COVID-19, the instant case is being taken up for hearing through video conferencing.

The petitioner has invoked the jurisdiction of this Court in terms of Article 226 of the Constitution of India seeking prayer by way of writ of *mandamus* for issuance of directions to respondents No.4 and 5 to pay interest @18% per annum to the petitioner on delayed payment of retiral benefits i.e. gratuity and leave encashment to the petitioner w.e.f. 30.11.2016 i.e. the date of superannuation of the petitioner from the service till January 2020 in view of the full bench decision of this Hon'ble Court and further to decide the representation dated 27.11.2020 (Annexure P-3) and legal notice dated 21.02.2021 (Annexure P-4).

Notice of motion to the official respondents.

Ms. Simran Grewal, AAG, Punjab puts in appearance and accepts notice on behalf of the official respondents-State. Copy supplied.

Heard.

Upon hearing learned counsel of both the sides and on perusal of the records, the present petition stands disposed off with the directions to the official respondents to consider the representation dated 27.11.2020 (Annexure P-3) and legal notice dated 21.02.2021 (Annexure P-4) as representation moved by the petitioner and decide the same in accordance with law, by passing a speaking order preferably within a period of one month from the date of receipt of the certified copy of this order.

If found entitled and if there is no impediment for the release of payment, the same be granted to the petitioner without any delay, as per law.

The petition stands disposed off accordingly.

01.09.2021

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No