

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

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**CWP-7331-2021 (O&M)
Date of decision:01.04.2021**

PARKASH CHAND

.....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Gaurav Kalsi, Advocate, for
Mr. Harchand Singh Batth, Advocate,
for the petitioner.

Ms. Maloo Chahal, DAG, Punjab.

ANIL KSHETARPAL, J.

The petitioner by filing the petition under Article 226/227 of the Constitution of India, prays for issuance of a writ in the nature of mandamus for directing the respondents to release the retiral benefits including the gratuity, leave encashment, provident fund etc.

The petitioner is stated to have superannuated on 31.05.2019 from the post of Peon from Municipal Council, Tarn Taran.

Ms. Maloo Chahal, learned Deputy Advocate General, Punjab, has informed the court that the pension due to the petitioner has already been released and the remaining retiral benefits are to be released by respondent no.4.

Without commenting on the merits of the writ petition, this writ petition is disposed of by directing the respondents to consider and decide the claim of the petitioner within one month positively.

The Executive Officer, Municipal Council, Tarn Taran, will consider the claim of the petitioner and pass a speaking order, if the claim is to be rejected by giving specific reasons. If the petitioner is found entitled

to the amount, the same shall be released to him within 4 weeks from the date of such order to be passed.

01.04.2021
Ayub/nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No