

(120) IN THE PUNJAB AND HARYANA HIGH COURT AT  
CHANDIGARH

CWP No.9926 of 2021  
Date of Decision: 19.05.2021

Mahinder Kaur ...Petitioner

Versus

State of Punjab & Ors. ...Respondents

Coram: Hon'ble Mr. Justice B.S. Walia.

Present: Mr. B.S. Bhalla, Advocate for the petitioner.

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B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.
2. Prayer in the instant petition under Articles 226/227 of the Constitution of India is for the issuance of a Writ in the nature of Mandamus for directing the respondents to release to the petitioner retiral benefits including arrears, leave encashment, pension etc. with immediate effect along with interests and costs thereof.
3. At the outset, learned counsel for the petitioner contends that the petitioner, who retired as Safai Sewak on 04.10.2019 has not been released her retiral benefits except pension for the months of February and March, 2021 and that in the circumstances, the petitioner would be satisfied if the writ petition is disposed of by directing respondent Nos.2 and 4 to consider and decide her claim in a time bound manner and to release the benefits as are found admissible to the petitioner by treating the instant petition as a representation.

4. Notice of motion to respondent Nos.2 and 4 only.

5. Ms. Deepali Puri, Addl. AG, Punjab, accepts notice on behalf of respondent Nos.2 and 4 and states that she has no objection to the limited prayer made by learned counsel for the petitioner.

6. Accordingly, in view of the statement of learned counsel for the parties, the writ petition is disposed of by directing respondent Nos.2 and 4 to consider the grievance of the petitioner as made in the writ petition by treating the instant petition as a representation and take a decision with regard to the claim of the petitioner made therein by passing a speaking order in accordance with law as expeditiously as possible but not later than four weeks from the date of receipt of certified copy of the order and in case of finding the petitioner entitled to financial benefits, to release the same to the petitioner within a period of two weeks thereafter failing which the same shall be paid along with interest at the rate of 6% per annum from the date of entitlement till date of payment.

7. Petition disposed of with the aforementioned directions.

**(B.S. Walia)**  
**Judge**

**19.05.2021**

*Rajneesh/Amit*

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