

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

CWP-19854-2021

DECIDED ON: 30th SEPTEMBER, 2021

SURJIT SINGH

.....PETITIONER

VERSUS

STATE OF HARYANA AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT.

Present: Mr. Shubham Saroha, Advocate for the petitioner.

RAJBIR SEHRAWAT, J (ORAL)

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ of in the nature of certiorari for quashing the action of denying the grant of commutation pension to the petitioner and to issue a writ of mandamus directing the respondents to grant the petitioner amount of commutation of pension and also to refund TDS amount deducted from his retiral benefits and other payments and to pay interest 18% per annum from due date of payments to till the date of actual payments.

At the outset, counsel for the petitioner submits that, at this stage, the petitioner would be satisfied if the respondents take a conscious decision qua the claim of the petitioner and pass a speaking order thereon, within a time bound frame.

Notice of motion.

Mr. Rajesh Gaur, Addl. Advocate General Haryana accepts notice on behalf of the respondents.

Even counsel for the respondents is not averse to the expeditious disposal of the claim of the petitioner.

In view of the above, the present petition is disposed of with a direction to respondent No.2 to apply its mind to the claim as raised in the petition and take a conscious decision thereon by passing a speaking order; within a period of 3 months from the date of receipt of the certified copy of this order.

It is further ordered that if the petitioner is found entitled to any pecuniary benefits upon such a conscious decision; then the said pecuniary benefits shall also be released to the petitioner within a further period of 3 months; from the date of such conscious decision of the authorities.

30th SEPTEMBER, 2021
sham

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>