

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

205

CWP-10737-2020

Date of decision: 15.03.2021

Ajit Singh

.....Petitioner

versus

State of Punjab and another

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Mukand Gupta, Advocate
for the petitioner.

Mr. Suveer Sheokhand, Additional AG, Punjab.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of restrictions due to outbreak of pandemic COVID-19.

Petitioner-Ajit Singh, stated to be aged 59 years approximately, has filed the present petition *inter alia* with a prayer for issuance of a writ in the nature of mandamus directing the respondents to pay all the retiral benefits along with interest to the petitioner to which the petitioner is legally entitled on his retirement on attaining the age of superannuation. It is further prayed that the respondents be directed to release provisional pension forthwith to the petitioner during pendency of the present writ petition.

Records of the case show that vide order dated 28.07.2020, notice of motion was issued.

During the course of hearing, it has been brought to the notice of

this Court by counsel for the parties that during pendency of the present writ petition, provisional pension and other retiral dues have been released.

However, learned counsel for the petitioner submits that two other prayers still remained to be decided namely (i) an amount of Rs.30,000/- wrongly withheld from the gratuity amount and (ii) the interest on the delayed payments has not been decided till date.

In view of the above, since the substantive relief has already been granted, the present writ petition is disposed of with the following directions:-

- (i) The petitioner may file a comprehensive representation, if he so advised, within a period of two weeks from the date of receipt of certified copy of this order regarding the relief of interest and withheld amount of gratuity.
- (ii) In case, such representation is submitted by the petitioner, the Competent Authority concerned (i.e. respondent No.2 as per counsel for the petitioner), may decide the same in accordance with law, within a period of three months from the date of receipt of the representation.

Ordered accordingly.

(GIRISH AGNIHOTRI)
JUDGE

15.03.2021
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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No