

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

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IN VIRTUAL COURT

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**CWP No. 12880 of 2021
Decided on: 16.7.2021**

Randhir Singh

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Mohinder Pal, 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 in the nature of mandamus directing the respondents to release the retiral benefits; i.e. Gratuity, Leave Encashment and Commutation of Pension, of the petitioner, along with interest @ 12% per annum in view of the judgment dated 16.5.1997 in the case of **A.J. Randhawa v. State of Punjab and others.** Further prayer of the petitioner is to issue directions to the respondents to grant and release the annual increments which are due since July 2019, which were withheld without any lawful reason and to revise the pension after taking into account the above said due increments

At the outset, counsel for the petitioner submits that, at this stage, the petitioner would be satisfied if the respondents take a conscious decision on the legal notice of the petitioner dated 25.5.2021 (Annexure P-2) and pass a speaking order thereon, within a time frame.

Notice of motion.

Mr. Harish Rathee, Senior DAG, 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 petitioners.

In view of the above, the present petition is disposed of with a direction to respondent No.2 to decide the legal notice of the petitioner dated 25.5.2021 (Annexure P-2) 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.

(RAJBIR SEHRAWAT)
JUDGE

16.7.2021
Ashwani

Speaking/Non-speaking : Yes/No
Reportable/Reasoned : Yes/No