

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

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IN VIRTUAL COURT

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CWP No.15600 of 2021 (O&M)

Date of Decision: 16.08.2021

Rajesh Kumar

..... Petitioner

V/s.

State of Haryana and Others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. N.K. Malhotra, Advocate
for the petitioner.

Rajbir Sehrawat, J. (Oral)

The present petition has been filed under Article 226/227 of the Constitution of India seeking issuance of a writ in the nature of Mandamus for directing the respondents to pay leave encashment for the period 28.01.1997 to 31.01.2021 alongwith interest upon delayed payment of GPF of ₹17,29,951/- for the due period i.e. from the date of retirement excluding one month from the date of realization alongwith other certain prayers.

At the outset, counsel for the petitioner submits that the petitioner would be satisfied if the respondents pass a speaking order on his legal notice dated 21.06.2021 (Annexure P-10) within a time frame.

Notice of motion.

Mr. Harish Rathee, 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 petitioner.

In view of the above, the present petition is disposed of with a direction to respondent No.2 to decide the legal notice issued by the petitioner dated 21.06.2021 (Annexure P10) and take a conscious decision thereon by passing a speaking order, within a period of three 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 three months; from the date of such conscious decision of the authorities.

16th August, 2021

Sonia Puri

(RAJBIR SEHRAWAT)
JUDGE

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