

[205] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-10851-2015

Date of Decision :16.12.2021

Rita Rani Sood

...Petitioner

Versus

State of Punjab and another

....Respondents

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

Present : Mr. Atul Goyal, Advocate for the petitioner.
Ms. Anju Sharma Kaushik, DAG, Punjab.

B.S. Walia, J. (Oral)

[1] Prayer in the petition under Articles 226/227 of the Constitution of India is for the issuance of a writ in the nature of mandamus directing the respondent to release pensionary benefits to the petitioner along with interest in terms of the Punjab Civil Services Rules.

[2] At the outset learned counsel for the petitioner contends that during the pendency of the writ petition, the respondents have released pensionary benefits without interest therefore, in the circumstances, he does not press the instant petition and prays for permission to withdraw the same with liberty to file a comprehensive representation for grant of interest and directions being issued to respondent No.2 to consider and decide the representation on receipt by passing a speaking order in a time bound manner.

[3] Learned State counsel states that she has no objection to the limited prayer made by learned counsel for the petitioner.

[4] Accordingly, in the light of the position as noted above as well as statement of learned counsel for the parties but without commenting upon the merits of the case, the writ petition is disposed of as having become infructuous in view of release of pensionary benefits while granting liberty to the petitioner to submit a comprehensive representation to the Director General of Police, Punjab, Chandigarh qua the claim for grant of interest on the belated release of pensionary benefits. In case any such representation is submitted by the petitioner within two weeks from the date of receipt of certified copy of the order, the Director General of Police, Punjab, Chandigarh is directed to consider and decide the same in accordance with law by taking into all aspects of the matter by passing a speaking order within two months from the date of receipt of certified copy of this order. In case the petitioner is found entitled to the relief claimed, the same be released to her within a period of four weeks thereafter.

[5] Petition stands disposed of with the aforementioned directions.

(B.S. Walia)
Judge

16.12.2021

'Amit'

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