

CWP-17362-2021

Date of decision: 10.09.2021

Prem Parkash

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**Present:** Mr. Deepak Arora, Advocate
for the petitioner.**FATEH DEEP SINGH, J. (ORAL)**

Due to outbreak of pandemic COVID-19, the instant case is being taken up for hearing through video conferencing.

The petitioner has invoked the jurisdiction of this Court in terms of Articles 226/227 of the Constitution of India seeking prayer by way of writ of *mandamus* for issuance of directions to the respondents to consider the case of the petitioner who had retired while serving as a Helper with respondent No.4 College and on attaining superannuation his pensionary benefits have not been paid as the authorities are unnecessarily forcing the petitioner to submit his papers under the Contributory Pension Scheme as framed by the Punjab Government w.e.f. 01.01.2004 and are liable to be issued due

directions to pay the due retiral benefits which have been withheld for the last more than five years with appropriate interest @9% per annum.

Notice of motion to the official respondent.

Ms. Simran Grewal, AAG, Punjab puts in appearance and accepts notice on behalf of the respondent-State. Copy supplied.

Heard.

Upon hearing learned counsel of both the sides and on perusal of the records, the present petition stands disposed off with the directions to the official respondent to consider the legal notice dated 22.07.2021 (Annexure P-6) as representation moved by the petitioner and decide the same in accordance with law, by passing a speaking order preferably within a period of one month from the date of receipt of the certified copy of this order.

If found entitled and if there is no impediment for the release of payment, the same be granted to the petitioner without any delay, as per law.

The petition stands disposed off accordingly.

10.09.2021

Neha

**(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No