

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(251)

CWP No. 5115 of 2021

Date of Decision : 05.04.2022

Bimla Devi

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: None for the petitioner.

Mr. Kanisth Ganeriwala, Assistant Advocate General, Punjab.

Harsimran Singh Sethi J. (Oral)

The present petition has been filed for directing the respondents to extend the retiral benefits in respect of the service rendered by the late husband of the petitioner alongwith interest.

As per the petition, the husband of the petitioner retired from service on 30.09.2018 but his pensionary benefits were not being released by the respondents.

Upon notice of motion, the respondents have filed the reply wherein, it has been mentioned that all the benefits for which the late husband of the petitioner was entitled for, have already been released along with interest. The relevant paragraph 4 of the reply is as under :-

“4. That the Executive Officer, Municipal Council, Rampura Phul vide letter dated 16.04.2021 conveyed that an amount of ₹14,61,764/- on account of gratuity, leave encashment,

provident fund and interest payable to the petitioner has been paid. The detail of amount payable and paid to the petitioner is as under :-

Head of Account	Amount Payable	Amount Paid	Cheque No.	Dated
Gratuity	7,06,836/-	1,00,000/-	000920	01.10.18
Leave encashment	3,89,806/-	40,508/-	001443	28.11.18
P.F.	2,24,953/-	1,00,000/-	001452	11.12.18
Interest on delayed payments	1,40,169/-	3,00,000/-	054022	27.12.18
		2,50,000/-	002469	22.07.20
		5,31,087/-	094866	15.03.21
		1,40,169/-	003121	19.4.21
Total	14,61,764/-	14,61,764/-		

As per above, due amount payable to the petitioner has been made and as such Civil Writ Petition renders infructuous.

Keeping in view the above, that the retiral benefits have already been released along with interest, no further orders are required to be passed in the present petition. However, in case the petitioner has still any grievance, she will be at liberty to approach the respondents by filing appropriate representation and in case, any such representation is received, the same will be decided by the concerned authorities within a period of eight weeks of receipt of the same by passing an appropriate speaking order.

Petition is disposed of in above terms.

April 05, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No