

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(128)

CWP No. 10210 of 2022

Date of Decision : 13.05.2022

Vikas Kumar and another

....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Maninder Singh Saini, Advocate for the petitioners.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioners argues that initially, the benefits for which the petitioners were entitled for in respect of the service rendered by late Moman Ram, were not being released, due to which, the petitioners have to approach to this Court seeking the release of the same and after the intervention of this Court, the respondents passed an order releasing the pensionary benefits to the petitioners from the due date but, the interest has not been paid on the same, though the benefits have released after a period of 20 years. Learned counsel for the petitioners submits that keeping in view the settled principle of law settled by the Full Bench of this Court in **A.S. Randhawa Vs. State of Punjab and others, 1997(3) SCT 468** and a Coordinate Bench of this Court in **J.S. Cheema Vs. State of Haryana, 2014(13) RCR (Civil) 355**, the petitioners are entitled for the grant of interest on the delayed release of the pensionary benefits.

Learned counsel for the petitioners submits that petitioners have already raised the said grievance in the representation dated 03.03.2022 (Annexure P-5), which is still pending consideration with the respondents and petitioners will be satisfied, at this stage, in case a direction is issued to respondent No. 3 to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Raman Kumar Sharma, Addl. Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and raises no objection in deciding the representation dated 03.03.2022 (Annexure P-5) in a time bound manner by passing an appropriate speaking order.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioners in the representation, respondent No. 3 is directed to decide the representation dated 03.03.2022 (Annexure P-5), by passing a speaking order within a period of eight weeks from the receipt of copy of this order. In case, after the decision of the claim of the petitioners, it is found that the petitioners are entitled for the monetary benefits, the same should also be paid to the petitioners within a period of four weeks thereafter.

Present writ petition stands disposed of.

May 13, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? $\sqrt{\hspace{1cm}}$ Yes/No

Whether reportable? $\sqrt{\hspace{1cm}}$ Yes/No