

131 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP-10601-2022

Date of Decision: 18.05.2022

Mukesh 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 petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that in the present case, father of petitioner No.1, namely Roop Chand, who was the husband of petitioner No.2, was working as a Conductor with the Haryana Roadways, and he died after his retirement in February, 2014, but after his death, the pension in respect of the services rendered by him has not been released to the petitioners by the respondent-Department and even the gratuity amount, for which Late Roop Chand was entitled for, has been released to the petitioners by the respondent-Department in the year 2020, i.e. after the delay of seven years from the date of retirement of Late Roop Chand and six years from the date of his death, hence the petitioners are entitled for the grant of interest on the said delayed release of payments as well.

Learned counsel for the petitioners further submits that the same grievance has also been raised by the petitioner before respondent No.2 by filing representation dated 03.12.2021 (Annexure P-4), which is still pending consideration with the authorities concerned and the petitioners will be satisfied at this stage, in case a time bound direction is

given to respondent No.2 to decide the said representation dated 03.12.2021, by passing an appropriate speaking order. Learned counsel further submits that the petitioners may also be given liberty to supplement the representation dated 03.12.2021 (Annexure P-4), if any, by submitting the detailed claim.

Notice of motion.

Mr. Raman Kumar Sharma, Additional A.G., Haryana, keeping in view the advance service of the copy of petition, accepts notice on behalf of the State and raises no objection, in case prayer made hereinbefore on behalf of the petitioners for deciding the representation dated 03.12.2021 (Annexure P-4) in a time bound manner is accepted.

Keeping in view the facts and circumstances of this case and without going into merits of the claim as raised by the petitioners in the present case as well as in the representation dated 03.12.2021 (Annexure P-4), this petition is disposed of with a direction to the respondent No.2 to pass an appropriate speaking order on the representation dated 03.12.2021 (Annexure P-4), filed by the petitioners, within a period of eight months from the date of receipt of the copy of this order. After decision, in case the petitioners are found entitled for the grant of any benefit, the same be also released to them within a period of four weeks thereafter.

Ordered accordingly with the liberty as prayed for.

18.05.2022*Apurva***(HARSIMRAN SINGH SETHI)
JUDGE**

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| 1. Whether speaking/reasoned : | Yes |
| 2. Whether reportable : | No |