

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

(240)

CWP-10566-2020

Date of Decision : April 19, 2022

Jagir Singh

.. Petitioner

Versus

Registrar Cooperative Societies and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Shiv Kumar, Advocate, for the petitioner.

Ms. Anju Sharma Kaushik, Deputy Advocate General,
Punjab, for respondents No. 1 and 2.

None for respondents No. 3 and 4.

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioner argues that in the present case, though the petitioner has already retired but his gratuity is yet to be paid by respondent No.3 i.e the authority with which the petitioner had discharged the duties. Learned counsel for the petitioner submits that the gratuity is payable to the petitioner keeping in view the common cadre rule which govern the service of the Cooperative Societies as well as issued by the Department of Corporation Government of Punjab.

Learned counsel for the petitioner submits that grievance of non-releasing the gratuity by the Society concerned has already been brought to the notice of the Registrar Cooperative Society on 16.06.2020

(Annexure P-8).

Learned counsel for the petitioner submits that while typing the legal notice (Annexure P-8), addressee to whom the same was addressed, has not been typed inadvertently. Learned counsel for the petitioner has shown the actual copy of the legal notice dated 16.06.2020 (Annexure P-8) to the Court at the time of hearing which shows that the same has been sent to all the respondents, who are party to the present petition.

Learned counsel for the respondents No. 1 and 2-State raises no objection in deciding the legal notice dated 16.06.2020 (Annexure P-8) in a time bound manner by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 16.06.2020 (Annexure P-8), the present writ petition is disposed of with a direction to respondent No.3 to decide the legal notice dated 16.06.2020 (Annexure P-8) within a period of eight weeks from the receipt of copy of this order.

In case, it is found that the petitioner is entitled for any relief after the decision of the legal notice, the same should also be paid to the petitioner within four weeks thereafter.

April 19, 2022*harsha***(HARSIMRAN SINGH SETHI)****JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : No