

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

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CWP-11678-2022

Date of Decision :27.05.2022

Gurvinder Singh and others**..Petitioners****Versus****Pepsu Road Transport Corporation****...Respondent****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Ms. Harshita Wadhwa, Advocate for
Mr. Vikas Chatrath, Advocate for the petitioners.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioners argues that the pensionary benefits of the petitioners were released to them by the respondents after an inordinate delay therefore, the petitioners are entitled for the grant of interest on the said delayed release of benefits keeping in view 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***, according to which, in case pensionary benefits have not been released within a period of two months from retirement without there being any impediment in the release of the same, an employee is entitled for the grant of interest.

Learned counsel for the petitioner submits that the similarly situated employee have already been granted the interest on the delayed release of pensionary benefits and, therefore, the respondent is under an obligation to grant the said benefit of interest to petitioners also as the delay

is attributable to the respondent only.

Learned counsel for the petitioners submits that the petitioners have already raised the said grievance before the respondent by way of serving a legal notice dated 23.03.2022 (Annexure P/1), which is still pending consideration with the respondent and the petitioners will be satisfied in case a time bound direction is issued to the respondent to decide the said legal notice.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioners in their legal notice, respondent is directed to decide the legal notice dated 23.03.2022 (Annexure P/1) by passing a speaking order within a period of eight weeks from the receipt of copy of this order.

Present writ petition stands disposed of.

May 27, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No