

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

129

CWP-17224-2022

Date of Decision :05.08.2022

**Hakam Singh****...Petitioner****Versus****State of Punjab and others****...Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Harbans Sharma, Advocate for the petitioner.

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**Harsimran Singh Sethi, J. (Oral)**

Learned counsel for the petitioner argues that despite the fact that the petitioner has retired on attaining the age of superannuation on 31.01.2022 but, his retiral benefits have not been paid to him till now by the respondent No.6-Society. Learned counsel for the petitioner further argues that as per 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**, an employee is entitled for the release of his/her pensionary benefits within a period of two months of his/her retirement in case there is no impediment in the release of the same failing which, the employee is entitled for the grant of interest on the said delayed release of the payment hence, the respondents are under an obligation to release the pensionary benefits of the petitioner along with interest forthwith.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by way of serving a legal notice dated 24.06.2022 (Annexure P/8), which is still

pending consideration with the respondents and the petitioner will be satisfied in case a time bound direction is issued to the respondent No.6 to decide the said representation.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab, who is present in the Court, accepts notice on behalf of respondents and raises no objection in deciding the legal notice dated 24.06.2022 (Annexure P/8) in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner in his legal notice, respondent No.6 is directed to decide the legal notice dated 24.06.2022 (Annexure P/8) by passing a speaking order within a period of eight weeks from the date of receipt of copy of this order. In case after the decision, it is found that petitioner is entitled for any relief, the same will be extended to him within a period of next four weeks.

Present writ petition stands disposed of.

**August 05, 2022**

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**(HARSIMRAN SINGH SETHI)**

**JUDGE**

*Whether speaking/reasoned : Yes/No*

*Whether reportable : Yes/No*