

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-17414-2022

Date of Decision: 08.08.2022

AVTAR SINGH TAGGAR

..... Petitioner(s)

Versus

STATE OF PUNJAB AND OTHERS

..... Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Amrik Singh, Advocate
for the petitioner.

LISA GILL, J.

Prayer in this writ petition is for issuance of direction to the respondents to release the revised gratuity and leave encashment as well as interest on the delayed payment of retiral benefits, as stated to be due to the petitioner.

Learned counsel for the petitioner submits that petitioner superannuated as Sub Divisional Officer on 31.03.2020 from the respondent-Department. It is submitted that GPF was paid to the petitioner on 30.07.2020 and thereafter GIS, leave encashment and gratuity amount was paid to the petitioner on 23.12.2020, 25.01.2021 and 23.02.2021, respectively, however, the Department has failed to release the revised gratuity and revised leave encashment which, it is stated, has accrued on 01.07.2021. It is further submitted that even GPF, GIS, leave encashment and amount of gratuity were paid to the petitioner after long delay and same have been released without interest. It is stated that in this respect legal notice dated 20.07.2022 (Annexure P-2) was also served but to no avail.

At this stage, learned counsel for the petitioner restricts the prayer for a decision on the legal notice dated 20.07.2022 (Annexure P-2), in a time bound manner.

Keeping in view the limited prayer, facts and circumstances of this case, but without any expression of opinion on the merits of the matter, this petition is disposed of with a direction to the competent authority to consider and decide petitioner's legal notice dated 20.07.2022 (Annexure P-2), by passing a speaking order, in accordance with law, within a period of three months from receipt of certified copy of this order. In case, petitioner is found entitled to any monetary benefits, same be released within the next two months thereafter.

Writ petition is disposed of accordingly.

08.08.2022

Sunil

**(LISA GILL)
JUDGE**

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No