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

CWP-19454-2019

Date of Decision: 10.03.2022

Gurbant Singh

..... Petitioner

Versus

The Food Corporation of India and another

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Anupam Bhanot, Advocate,
for the petitioner.

Mr. Gagandeep Singh Malhotra, Advocate, for
Mr. Sunish Bindlish, Standing Counsel, FCI,
for the respondents.

HARSIMRAN SINGH SETHI J. (ORAL)

The present petition has been filed for the grant of interest on the delayed pensionary benefits to the petitioner.

Learned counsel for the petitioner argues that the petitioner retired from his services upon attaining the age of superannuation on 31.03.2018 and there were no proceedings pending against him, still the pensionary benefits were not released to him within the reasonable time and it was only in the year 2019 when the said benefits were released to him, hence claim of the petitioner is for the grant of interest on those delayed payments.

Learned counsel for the petitioner further submits that the petitioner has already served upon the respondents a legal notice dated 17.04.2019 (Annexure P-2) claiming interest on the said delayed payments but nothing has come on record so far with regard to any decision made on

the said legal notice by the respondents-Authorities and the petitioner will be satisfied in case the respondents-Authorities are directed to decide the said legal notice in a time bound manner.

Learned counsel appearing on behalf of the respondents raises no objection to the above prayer made on behalf of the petitioner for deciding the legal notice dated 17.04.2019 (Annexure P-2) in a time bound manner.

Keeping in view the facts and circumstances of this case, the interest of justice will be served in case the respondents-Authorities are directed to pass an appropriate speaking order on the legal notice dated 17.04.2019 (Annexure P-2), filed by the petitioner, within a period of eight weeks from the date of receipt of the copy of this order. It is further directed that the settled principle of law as per the judgment of the Full Bench of this Court passed in “**A.S. Randhawa Vs. State of Punjab and others**”, 1997(3) **SCT 468** and the other judgments, which deal with the grant of interest on the delayed payments, be kept in mind while passing the said order. In case, after passing of the order, the petitioner is found entitled for the grant of interest, the same be also released in his favour within a period of next four weeks of passing of the said order on his legal notice dated 17.04.2019 (Annexure P-2).

Disposed of in above terms.

10.03.2022

Apurva

(HARSIMRAN SINGH SETHI)
JUDGE

1. Whether speaking/reasoned : Yes

2. Whether reportable : No