

109.

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

CWP-18057-2022

Date of Decision: 18.08.2022

JATINDER SINGH

.... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Baljeet Singh Sidhu, Advocate,
for the petitioner.

JAISHREE THAKUR.J (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India for issuance of an appropriate writ, order or direction, including a writ in the nature of Mandamus directing the respondents to release full amount deposited by the petitioner towards Contributory Provident Fund along with 8.1% interest accrued thereon, as the same benefit has been granted by this Court to the similarly situated persons vide judgment dated 30.03.2022 passed in CWP No.35361 of 2019 titled as *Constable Bikramjit Singh and others Versus State of Punjab and others* (Annexure P-4).

Counsel appearing on behalf of the petitioner would contend that in this regard, the petitioner has approached the respondent department many times and has even served a legal notice dated 29.04.2022 (Annexure P-5) upon respondent No.2, but till date no decision has been taken thereon.

He would submit that at this stage, the petitioner would be satisfied in case

his legal notice is decided, in accordance with law, in a time bound manner.

Notice of motion.

At this stage, Ms. Deepali Puri, Additional Advocate General, Punjab, who is present in Court, accepts notice on behalf of the respondents and submits that the respondents will look into the matter and will take a decision on the legal notice of the petitioner.

Let sufficient number of copies of the complete paper book be supplied to her during the course of day.

Without commenting on merits of the case, the present petition is disposed of with a direction to respondent No.2 to decide legal notice dated 29.04.2022 (Annexure P-5) of the petitioner within a period of three months from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioner. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

(JAISHREE THAKUR)
JUDGE

18.08.2022

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No