

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

141

COCp-2744-2020

Date of Decision : 26.04.2022

Sohan Lal

....petitioner

V/S

Monish Kumar

...Respondent

CORAM : HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present : Mr.Amit Rao, Advocate
for the petitioner

Mr.Aditya Sharda, AAG Punjab

ANIL KSHETARPAL, J (ORAL)

Complaining violation of directions issued by the Court in CWP- 36661-2019, titled as “Sohan Lal Vs. State of Punjab and others”, dated 18.12.2019, the petitioner has filed the present petition under Section 10 and 12 of the Contempt of Courts Act, 1971. The writ petition was disposed of with the following directions:-

“Grievance, which is being raised in the present writ petition is for grant of interest on the delayed release of the pensionary benefits.

Learned counsel for the petitioner submits that the petitioner has retired from service on attaining the age of superannuation on 31.03.2019 but his pensionary benefits were released by the respondents starting from September, 2019 onwards and there is a delay of more than two months in the release of the pensionary benefits. Learned counsel for the petitioner further submits that keeping in view the settled principle of law, settled by the Full Bench of this Court in case of “A.S. Randhawa vs State of Punjab”, 1997(3) SCT 468, the petitioner is entitled for interest on the delayed release of pensionary benefits. Prayer of the petitioner is for issuance of a direction to the respondents to grant the interest to the petitioner on the delayed release of

the pensionary benefits as the delay is totally attributed to the respondents.

Counsel for the petitioner states that for the relief which has been sought in the present writ petition, petitioner has served a legal notice dated 26.09.2019 (Annexure P-4) upon the respondents, which is still pending consideration with respondent No.2 and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No.2 to decide the same by passing an appropriate speaking order in accordance with law.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, respondent No.2 is directed to decide the legal notice dated 26.09.2019 (Annexure P-4), by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order.

Present writ petition stands disposed of.”

In reply, it has been stated that in accordance with the directions, a speaking order dated 15.05.2020, has already been passed and even consequential payments have been made.

In view thereof, no further order is required to be passed.

Disposed of.

(ANIL KSHETARPAL)
JUDGE

26.04.2022

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