

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

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CWP No.21668 of 2022

Date of decision: 20.09.2022

Satpal Singh

....Petitioner

V/s

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. Kehar Singh Hissowal, Advocate for the petitioner.

VIKAS SURI, J. (Oral)

Petitioner seeks, by way of this petition under Article 226 of the Constitution of India, issuance of writ in the nature of mandamus directing the respondents, especially respondent No.2 to consider and decide the legal notice dated 18.07.2022 (Annexure P-3) regarding claim of interest on late payment of retiral dues.

Counsel would submit that petitioner would be satisfied, at this stage, if the said legal notice is decided by passing a speaking order in a time bound manner. It is further submitted that the claim of the petitioner has to be decided by the second respondent i.e. Chief Engineer, KAD (Kandi Area Development), Water Resource, Chandigarh. Reliance has also been placed on the law settled by the Full Bench judgment of this Court in *A.S. Randhawa vs. State of Punjab and others, 1997 (3) SCT 468*, and other judgments following the said dictum.

Notice of motion to that limited extent.

Ms. Ambika Bedi, AAG Punjab, accepts notice on behalf of the respondents and waives service. She would submit that the concerned

respondent would look into the matter and the competent authority will take a decision on the legal notice of the petitioner in accordance with law, in a time bound manner.

Heard learned counsel for the parties.

Without expressing any opinion or going into the merits of the case or the claim being made by the petitioner in the present petition or in the legal notice, respondent No.2/Competent Authority is directed to consider and decide the claim made in the legal notice dated 18.07.2022 (Annexures P-3), as well as the claim for interest on delayed payment of arrears, in accordance with law, by passing a speaking order within a period of six weeks from the date of receipt of certified copy of this order.

Needless to observe that in case, after the decision, petitioner is found entitled for any benefits, the same be paid to him within a period of four weeks thereafter, as per law.

The petition stands disposed of in the aforesaid terms.

(VIKAS SURJ)
JUDGE

September 20, 2022
Ajay

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