

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

114

CWP No.29322 of 2022

Date of decision: 19.12.2022

Lakhmi Chand

....Petitioner

V/s

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS SURI

Present: Mr. Ranbir Singh Pathania, Advocate for the petitioner.

VIKAS SURI, J. (Oral)

At the very outset, learned counsel for the petitioner submits that he limits the prayer in the present petition to a time bound decision on the legal notice dated 21.09.2022 (Annexure P-1), which is still pending consideration with the respondents.

It is further submitted that after the said legal notice was served, the GPF amount of the petitioner has been disbursed. However, none of the other retiral dues have been paid so far. It is also averred that the first respondent, i.e. Secretary, Department of Technical Education and Industrial Training, Punjab, has vide letter dated 12.10.2022 directed the Director, i.e. the second respondent, to look into the matter and dispose of the same as per rules but till date it is still pending.

Learned counsel for the petitioner, on instructions, submits that the petitioner would be satisfied, at this stage, in case a direction is issued to respondent No.2/Competent Authority to decide the claim raised in the legal notice in a time bound manner.

Notice of motion to the limited extent.

Ms. Ambika Bedi, AAG Punjab, accepts notice on behalf of the respondents and waives service. She submits that respondent No.2/Competent Authority will consider the claim made in the legal notice dated 21.09.2022 (Annexure P-1) and will take a decision thereon by passing a speaking order, in accordance with law, within the stipulated time.

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 21.09.2022 (Annexure P-1), 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 SURI)
JUDGE

December 19, 2022
vcgarg

Whether speaking/reasoned:	Yes
Whether reportable:	No