

128.

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

CWP-29534-2022

Date of Decision: 21.12.2022

JASPAL MASIH AND OTHERS

.... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

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

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 petitioners 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 petitioners would contend that in this regard, the petitioners have already served a legal notice dated 23.08.2022 (Annexure P-5) upon respondent No.2, but till date, no decision has been taken thereon. He would submit that at this stage, the petitioners

would be satisfied in case their legal notice is decided, in accordance with law, in a time bound manner.

Notice of motion.

On the asking of the Court, Ms. Deepali Puri, Additional Advocate General, Punjab, accepts notice on behalf of the respondents.

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

Without commenting on merits of the case and keeping in view the limited prayer made by counsel for the petitioners, the present petition is disposed of with a direction to respondent No.2 to decide legal notice dated 23.08.2022 (Annexure P-5) of the petitioners within a period of six months from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioners. 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

21.12.2022

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No