

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

110

**CWP-267 of 2023
Date of Decision:09.01.2023**

Asha Rani

.....Petitioner(s)

Versus

State of Punjab and others

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Lalit Goyal, Advocate,
for the petitioner.

JASGURPREET SINGH PURI, J. (Oral)

The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking prayer for release of complete retiral/pensionary service benefits including gratuity, dearness allowance, GPF/PF, leave encashment, medical allowance and arrears of increment and any other consequential benefits etc. alongwith interest.

Learned counsel for the petitioner has submitted that it is a case where the petitioner had retired on 30.09.2022 from the office of respondent No. 3 which is the Executive Officer, Nagar Council, Gidderbaha, District Sri Muktsar Sahib.

Learned counsel the petitioner has submitted that till date the retiral/pensionary benefits have not been paid to the petitioner without any justification and therefore she is entitled for the grant of all the retiral benefits alongwith interest and even the representation dated 07.10.2022 vide Annexure P-1 has not yet been decided.

He relied upon Full Bench judgment of this Court in A.S. Randhawa versus State of Punjab and others 1997(3) SCT 468 to contend that 2 months time is sufficient time after retirement for payment of retiral benefits.

Notice of motion.

Ms. Ambika Bedi, learned AAG, Punjab accepts notice on behalf of respondent No. 1. Ms. Brea Sandhu, proxy counsel for Ms. Deepali Puri, Addl. A.G. Punjab appeared on behalf of respondents No. 2 and 3.

Since the prayer in the present petition is only for the release of the retiral/pensionary benefits to the petitioner alongwith the interest @ 18%, this Court deems it fit and proper to dispose of the present petition with a direction at this stage to consider and decide the representation dated 07.10.2022 issued by the petitioner vide Annexure P-1.

Therefore, without observing anything on the merits of the case, the present writ petition is disposed of with a direction to respondent No.3 who is stated to be the competent authority of the petitioner to consider and decide the representation dated 07.10.2022 (Annexure P-1) in accordance with law by passing a speaking order within a period of three months from today.

(JASGURPREET SINGH PURI)
JUDGE

January 09, 2023
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Whether speaking	:	Yes/No
Whether reportable	:	Yes/No