

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

(244)

CWP-1235-2021

Date of decision: - 23.11.2023

Satyapal

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- None for the petitioner.

Mr. Amandeep Joshi, DAG, Haryana.

Mr. A.P.S. Sekhon, Advocate
for respondent No.3.

VIKAS BAHL, J. (ORAL)

1. This writ petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus for directing the respondents to consider the case of the petitioner and to pay the interest on the delayed payment of gratuity and commutation of the pension.

2. Learned State counsel has referred to para 6 of the preliminary submissions of written statement filed on behalf of respondents No.1 and 2, which is reproduced hereunder: -

“6. In this regard it is submitted that the Additional Chief Secretary to Government Haryana, Home Department vide memo No.13/25/2016-4HG1 dated 28.05.2022 has sanctioned the interest amounting to Rs.2,14,704/- @ simple interest as of General Provident Fund on delayed payment of Death-cum-Retirement Gratuity under rule 79(1) of Haryana Civil Services (Pension) Rules, 2016 in favour

of petitioner a true typed of copy of memo dated 28.05.2022 is attached herewith as (Annexure R-1). The amount of Rs.2,14,704/- has been deposited in the account of the petitioner Sh. Satya Pal, HPS (Retired), a true copy of proof of deposits is annexed here with as (Annexure R-2).”

3. It is submitted by learned State counsel that in view of the same, the present writ petition has been rendered infructuous.

4. None had appeared on behalf of the petitioner on 31.05.2022. Today also, no one has appeared on behalf of the petitioner to rebut the contents of the said reply.

5. Keeping in view the above-said facts and circumstances, the present writ petition is disposed of as having been rendered infructuous.

6. Liberty is granted to the petitioner to move an application for restoration of the present petition or to file a fresh petition in case any cause survives.

November 23, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No