

2023:PHHC:084128

112 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
CWP-12000-2023
Date of decision: 05.07.2023

VINOD KUMAR

...Petitioner

V/s

REGISTRAR COOPERATIVE SOCIETIES PUNJAB AND OTHERS
...Respondents
CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Karanjeet Singh Brar, Advocate
for the petitioner.

DEEPAK MANCHANDA J. (ORAL)

Present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of directions in the nature of mandamus directing the respondents to release the retiral benefits of the petitioner including gratuity, leave encashment etc. alongwith interest @ 18 % per annum from the date of retirement i.e. 31.03.2019.

Learned counsel for the petitioner submits that the petitioner was appointed by respondent No. 4 as Peon-cum-Chowkidar and he retired on 31.03.2019, but the retiral benefits of the petitioner have not been released even after lapse of 4 years since his retirement. Learned counsel draws the attention of this Court to Annexure P-1 and P-2 i.e. the copy of resolution dated 06.07.2022 as well as order dated 12.04.2023, whereby claim of the petitioner has been duly admitted, but inspite of the same, retiral benefits are not being released. Learned counsel further submits that a detailed representation dated 01.05.2023 (Annexure P-3) was sent to respondent No. 4 i.e. Manakpur Sharif Co-operative Multipurpose Service Society Village Manakpur Sharif, District SAS Nagar and the same has not been decided till today and the petitioner is suffering on account of non-payment of retiral benefits. Learned counsel further submits that as the said representation has been sent to respondent No. 4

and not to respondents No. 1 to 3, he prays that this writ petition be treated as his representation.

Prayer is allowed.

Notice of motion.

Mr. Rohit Bansal, Sr. DAG Punjab, who is present in the Court accepts notice on behalf of respondents No. 1 to 3 and has no objection if the prayer made by learned counsel for the petitioner is accepted.

In view of the above and with the consent of both the parties, the present petition is disposed of with a direction to respondent Nos. 1 to 3 to treat this petition as representation of the petitioner and decide the same within a period of 4 weeks from today.

(DEEPAK MANCHANDA)
JUDGE

05.07.2023
Ajay Goswami

Whether speaking/reasoned	Yes
Whether reportable	Yes/No