

112 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-14213-2023

Date of decision: 07.07.2023

SATBIR ALIAS SATVIR

...Petitioner

V/s

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Bikramjit Singh Randhawa, Advocate
for the petitioner.

DEEPAK MANCHANDA J. (ORAL)

This writ petition has been filed under Article 226 of the Constitution of India seeking issuance of writ in the nature of mandamus directing the respondents to grant interest @ 18% per annum on the delayed release of pensionary/retiral benefits of the petitioner i.e. from 31.12.2019, the date of his retirement till actual payment i.e. on 10.02.2022.

Learned counsel for the petitioner contends that petitioner had retired as Safai Sewak from the office of Municipal Council, Kotkapura on 31.12.2019. It is further submitted after issuing of directions by this Court, the retiral benefits of the petitioner were released on 10.02.2022 i.e. after a delay of more than two years from retirement. Learned counsel further submits that after the release of retiral benefits, the petitioner immediately sent a legal notice dated 15.05.2023 (Annexurer P-2) through his counsel to the respondents for grant of interest on the delayed payment but the same has not been taken into consideration by them till today and he would be satisfied if the said legal notice be directed to be decided in a time bound manner.

Notice of motion.

Mr. Rohit Bansal, Sr. DAG Punjab, who is present in the Court, accepts notice on behalf of respondents No. 1 and 3 and does not object to the

prayer made by learned counsel for the petitioner.

In view of the above and with the consent of both the parties present petition is disposed of with a direction to the respondents to decide the legal notice dated 15.05.2023 (Annexure P-2) submitted by the petitioner within a period of 4 weeks from the date of receipt of certified copy of this order with a further direction that if the petitioner is found to be entitled to claim mentioned in his legal notice, necessary payment of interest component shall be made to the him within a period of 2 weeks thereafter.

07.07.2023

Ajay Goswami

(DEEPAK MANCHANDA)
JUDGE

Whether speaking/reasoned

Whether reportable

Yes

Yes/No