

107 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-14341-2023

Date of decision: 14.07.2023

Des Raj

.....Petitioner

V/s

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr.Sandeep S.Majithia, Advocate
for the petitioner.

DEEPAK MANCHANDA J. (ORAL)

The instant petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus, directing the respondents to release the retiral benefits of the petitioner with interest.

Learned counsel for the petitioner contends that petitioner had retired on 30.06.2022 as Sweeper from Municipal Council/Corporation, Ludhiana. The petitioner has rendered service for a period of 41 years, 09 months and 20 days. Learned counsel further contends that out of total retiral dues of the petitioner, which comes to around Rs.19,90,153/-, only Rs.9,23,418/- of CPF along with interest has been paid to the petitioner. Learned counsel for the petitioner further submits that petitioner has submitted a legal notice dated 09.05.2023 (Annexure P-7) to the respondents, which has not been taken into consideration till date and he would be satisfied if necessary directions are given for deciding the legal notice dated 09.05.2023 (Annexure P-7) in a time bound manner.

Notice of motion.

On asking of the Court, Mr. Arun Gupta, Advocate, who is present in the Court, accepts notice on behalf of the respondents 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 without expressing the merits of the case with a direction to the respondents to decide the legal notice dated 09.05.2023 (Annexure P-7) in accordance to law 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 disbursement of funds shall be made to him within a period of 8 weeks thereafter.

14.07.2023
Sapna

(DEEPAK MANCHANDA)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No