

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-14869-2023 (O&M)

Date of Decision: 17.07.2023

Vinod Kumar alias Vinod Kumar Anand

... Petitioner

V/s.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present : Mr. Harpal Singh, Advocate
for the petitioner.
Mr. Arun Gupta, AAG, Punjab.

DEEPAK MANCHANDA, J.(Oral)

The instant writ petition has been filed under Articles 226/227 of the Constitution of India with a prayer for issuance of a Writ in the nature of mandamus directing the respondents to release the amount of revised pension, leave encashment, gratuity, as well as the arrears of revised pension and all other consequential benefits, along with interest @ 18% per annum, and for which a legal notice dated 11.04.2023 (Annexure P-7) has also been served by the petitioner but the same has not been decided till date.

Learned counsel for the petitioner submits that the petitioner was serving on the post of Inspector in the department, and he has retired from the office of Nagar Panchayat Mehraj, after attaining the age of Superannuation, on dated 31.01.2019. He further submits that as per provisions of communication/ letter dated 29.10.2021 issued by the Govt. of Punjab, Department of Finance (Finance Pension Policy and

CWP-14869-2023 (O&M)

Co-ordination Branch), various benefits have been granted to the pensioners of the Punjab State who have retired/died in harness on or after 1st January, 2016. However, despite that the Department of Local Government has neither paid the amount of enhanced gratuity, leave encashment, nor the pension of the petitioner has been revised and no decision in regard to payment of arrears of pension from 01.01.2016 to 30.06.2021 has been communicated to the petitioner, till date.

Learned counsel for the respondent-State on instructions submits that the grievance of the petitioner is to be redressed by the ADC, Urban Development, Bathinda and apprises this Court that legal notice (Annexure P-7) has not been addressed to him.

Faced with this, learned counsel for the petitioner undertakes to file a fresh representation addressing to the ADC, concerned within a period of two weeks.

Allowed as prayed for.

Petition is disposed of accordingly, with a direction to the ADC concerned to decide the fresh representation within a period of eight weeks in case the same is filed as per undertaking within two weeks from the date of receipt of certified copy of this order and the same shall be decided in accordance with law.

(DEEPAK MANCHANDA)
JUDGE

17.07.2023
seema

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>Yes /No</i>