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2023:PHHC:099851

**CWP-15815-2023**  
**Date of decision: 03.08.2023**

**Punjab State Power Corporation Limited and others**

**...Respondents**

Present: Mr. Tahaf Bains, 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 decide the legal notice dated 13.02.2023 (Annexure P-7) served upon them by petitioner to release the full pension, gratuity, leave encashment, arrears of increments, GIS and Notional Promotion along with interest.

Learned counsel for the petitioner contends that petitioner was appointed as an Assistant with respondent No1-Punjab State Power Corporation Limited on 23.01.1973 and thereafter, promoted to Sub Station Attendant. He submits that petitioner was falsely implicated in FIR No.153 dated 13.11.1995 registered at Police Station Sahnewal, Ludhiana and he was convicted along with other persons by the learned Additional Sessions Judge, Ludhiana and against the same, the petitioner preferred Criminal Appeal i.e., CRA-S-1193-SB-2003. On 22.07.2003, the sentence of the petitioner in the aforesaid appeal was suspended by this Court. Learned counsel further contends that petitioner appealed to the

erstwhile Board to reinstate him, who vide order dated 03.09.2004 reinstated the

petitioner in service and thereafter, the petitioner retired from service on 31.01.2009. He further submits that petitioner Gurpal Singh has been acquitted from the charges levelled against him passed in CRA-S-1193-SB of 2023 vide judgment dated 14.12.2022 (Annexure P-6). He again submits that petitioner has served a legal notice dated 13.02.2023 (Annexure P-7) to the respondents, which has not been taken into consideration till date and the petitioner would be satisfied if necessary directions are given for deciding the legal notice in a time bound manner.

Notice of motion.

On asking of the Court, Mr. Abhilaksh Gain, 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 pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the legal notice dated 13.02.2023 (Annexure P-7), respondents are directed to decide the legal notice, by passing a speaking order within a period of 8 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 the claim mentioned in the abovesaid legal notice, necessary disbursement of funds shall be made to him within a period of 8 weeks thereafter.

The petition stands disposed of.

03.08.2023  
*Sapna*

(DEEPAK MANCHANDA)  
JUDGE

Whether speaking/reasoned  
Whether reportable

Yes/No  
Yes/No