

CWP-15891-2023

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2023:PHHC:098355

115 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-15891-2023

Date of decision: 01.08.2023

Amarjeet Singh Maan

.....Petitioner

V/s

The Punjab State Cooperative Supply and Marketing Federation Limited

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Shiv Kumar, 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 retirement benefits along with interest.

Learned counsel for the petitioner contends that petitioner joined the respondent Department-Markfed as daily paid helper/chowkidar on 25.04.1985 and his services were regularized w.e.f., 01.11.1992. He submits that petitioner served Markfed for a period of more than 38 years and retired from the services as Assistant Field Officer on 30.04.2023 on attaining the age of superannuation. He further submits that petitioner requested the respondent to release the payment of retiral dues vide letter dated 07.05.2023. He further contends that petitioner had incurred expenditure of an amount of Rs.4,36,281/- on account of the segregation duly approved by the District Committee including the District Manager, Markfed, Amritsar vide letter dated 28.03.2014. The respondent Department has implemented the revision of pay scales w.e.f. 01.01.2016. The

Pay of the petitioner has not been revised and the payment of arrear of salary is

also lying pending. Learned counsel further submits that petitioner had submitted a letter dated 07.05.2023 (Annexure P-4) to the respondent, which has not been taken into consideration till date and he would be satisfied if necessary directions are given for deciding the aforesaid letter in a time bound manner.

Notice of motion.

On asking of the Court, Mr. B.S. Aulakh, Advocate for Mr. Gaurav Sharma, Advocate, who is present in the Court, accepts notice on behalf of respondent 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 letter dated 07.05.2023 (Annexure P-4), respondent is directed to decide the aforesaid letter, 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 letter, necessary disbursement of funds shall be made to him within a period of 8 weeks thereafter.

The petition stands disposed of and be treated as representation.

01.08.2023
Sapna

(DEEPAK MANCHANDA)
JUDGE

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