

113 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-17417-2023

Date of decision: 10.08.2023

Mangha Ram

.....Petitioner

V/s

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. B.S. Mittal, Advocate
for the petitioner.

DEEPAK MANCHANDA J. (ORAL)

The instant writ petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus, directing the respondents to release the retiral benefits i.e., gratuity, leave encashment, provident fund, dearness allowance, arrears of revised pay scale along with interest @ 12% per annum.

Learned counsel for the petitioner contends that petitioner was working as Sweeper in Municipal Council, Maur, District Bathinda and retired from service on 28.02.2023 on attaining the age of superannuation. After retirement, the retiral benefits as stated above were not released to the petitioner despite repeated requests except Rs.1,50,000/- till date. Learned counsel submits that petitioner has submitted a representation dated 06.07.2023 (Annexure P-1) to respondent No.3, which has not been taken into consideration till date and the petitioner would be satisfied if necessary directions are given for deciding the representation dated 06.07.2023 (Annexure P-1) in a time bound manner.

Notice of motion.

At this stage, on asking of the Court, Mr. Arun Gupta, AAG Punjab, who is present in the Court, accepts notice on behalf of the respondents No.1 and 2. Mr. Sanjeev Soni, Advocate, who is also present in the Court, accepts notice on behalf of respondent No.3 and they do 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 representation dated 06.07.2023 (Annexure P-1), respondent No.3 is directed to decide the representation, 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 representation, necessary disbursement of funds shall be made to him within a period of 8 weeks thereafter.

The petition stands disposed of.

10.08.2023
Sapna

(DEEPAK MANCHANDA)
JUDGE

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