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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No.21897 of 2020 (O&M)
Date of Decision: 18.01.2023**

RAJ BALA

.....Petitioner

Vs

STATE OF HARYANA AND ORS

.....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Ms. Varuna Singh, Advocate for
Ms. Mamta Panwar, Advocate
for the petitioner.

Mr. Zorawar Singh Chauhan, D.A.G., Haryana.

Mr. Rajeev Sharma, Advocate
for the respondents No.3 and 4.

RAJ MOHAN SINGH, J.(Oral)

Written statement on behalf of the respondents No.3
and 4 has been filed, a copy thereof has been supplied to
learned counsel for the petitioner.

Learned counsel for the respondents No.3 and 4
submits that the respondent No.5 being one of the members of
the Board of Administrators is competent to get the resolution
passed from the Board of Administrators in the context of
entitlement of the petitioner in releasing the leave encashment

and gratuity of late husband of the petitioner along with interest and thereafter the respondents No.3 and 4 would implement the same.

The stand taken by the respondent No.5 is that the concerned Society is to make the payment of leave encashment, gratuity of late Sh. Ram Phal and the Society was directed to make the payment vide memo no.5952 dated 17.09.2019.

It appears that for want of resolution, the needful in the context of releasing the dues of late husband of the petitioner could not be done.

Learned counsel for the respondents No.3 and 4 by way of reply on behalf of the respondents No.3 and 4 further submits that earlier the respondent No.5 was not the member of the Board of Administrators, now the respondent No.5 has been nominated as one of the member of the Board of Administrators. Therefore, this writ petition can be disposed of by directing the respondent No.5 to get the resolution passed in the context of entitlement of the petitioner for releasing the due payments towards the gratuity and leave encashment along with interest for the delayed payment and thereafter the respondents No.3 and 4 would release the same forthwith to the petitioner.

In view of aforesaid facts and circumstances of the case, this writ petition is disposed of. However, with a direction

to the respondent No.5 to get the resolution passed from the Board of Administrators and thereafter send the same to the respondents No.3 and 4, who thereafter will do the needful forthwith.

January 18, 2023	(RAJ MOHAN SINGH)
<i>Atik</i>	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No