

126 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-22214-2023

Date of decision: 04.10.2023

Mulakh Raj

.....Petitioner

V/s

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Rajvir Singh Sihag, Advocate
for the petitioner.

DEEPAK MANCHANDA J. (ORAL)

The instant writ 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 pay the entire amount of mandatory dues towards Provident Fund due and payable to the petitioner along with interest @ 12% per annum as per mandate of Section 7Q of Employees Provident Fund and Miscellaneous Provisions Act, 1952 on the outstanding amount of provident fund dues till final payment is made.

At the very outset, learned counsel for the petitioner would submit that at this stage, the petitioner would be satisfied in case his letter/representation dated 05.09.2023 (Annexure P-1), submitted before respondent No.3, is decided in a time bound manner, keeping in view the order dated 28.02.2022 (Annexure P-2) passed by respondent No. 3 itself.

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 & 2 and Mr. Sanjeev Soni, Advocate who is also present in the Court, accepts notice on behalf of respondent No.3 and 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 letter/representation dated 05.09.2023 (Annexure P-1), respondent No.3 is directed to decide the same, 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/representation, necessary disbursement of funds shall be made to him within a period of 8 weeks thereafter.

The petition stands disposed of.

04.10.2023
Sapna

(DEEPAK MANCHANDA)
JUDGE

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