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

CWP-30278-2022

Date of Decision: 04.01.2023

Charanjit Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Deepak Nayar, Advocate,
for the petitioner.

JASGURPREET SINGH PURI, J. (ORAL)

The present writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondent No.3 to release the retiral benefit to the petitioner along with interest.

Learned counsel for the petitioner has submitted that the petitioner retired as Panchayat Secretary on 30.04.2022 and till date, he had got only the payment of PPF but he has not received any other retiral benefit including gratuity, leave encashment etc. which he was entitled to receive at the time of his retirement. He further submitted that about 8 months have elapsed but the aforesaid benefits have not been granted to the petitioner. He also submitted that a detailed representation was given to respondent No.3 the Director, Rural Development and Panchayat Department, Mohali vide Annexure P-4 on 25.08.2022 but neither any

action has been taken on the representation nor the retiral benefits have been released to the petitioner.

Notice of motion.

At this stage, Ms. Ambika Bedi, learned AAG, Punjab accepts notice on behalf of the respondents and has submitted that she has no objection in case a direction is issued to respondent No.3-the Director, Rural Development and Panchayat Department, Mohali for considering and deciding the representation (Annexure P-4) in accordance with law.

In view of the aforesaid position, this Court deems it fit and proper to dispose of the present writ petition even without calling for reply from the respondents/State. The petitioner is stated to have retired on 30.04.2022 and as per the learned counsel for the petitioner, he has not received his retiral benefits. The petitioner is stated to have given a representation (Annexure P-4) to respondent No.3-the Director, Rural Development and Panchayat Department, Mohali but the same has not been decided till date. Learned counsel for the petitioner has also submitted that the Director is a competent authority in this regard.

Consequently, the present writ petition is disposed of with a direction to respondent No.3-the Director, Rural Development and Panchayat Department, Mohali to consider and decide the representation (Annexure P-4) in accordance with law and within a period of 3 months from today by passing a speaking order.

04.01.2023

Bhumika

(JASGURPREET SINGH PURI)

JUDGE

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| 1. Whether speaking/reasoned: | Yes/No |
| 2. Whether reportable: | Yes/No |