

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

CWP-633 of 2024

Date of decision: 12.01.2024

Shashi Kiran

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Arihant Goyal, Advocate,
and Mr. Saurav Saini, Advocate,
for the petitioner.

Mr. Arun Gupta, AAG, Punjab.

NAMIT KUMAR, J.

1. Present petition has been filed under Articles 226/227 of the Constitution of India praying for issuance of writ in the nature of mandamus to direct the respondent-authorities to release the amount of Rs.1,17,764/- and Rs.18453/- and also to make the payment of retiral benefits as per letter dated 03.01.2021-1FP/133-138 dated 24.05.2023 vide which the dearness allowance has been increased from 113% to 119% w.e.f. 01.07.2015 along with interest and also to make the payment of interest on the delayed payments of leave encashment, CPF along with other retiral benefits @ 18% from the date of retirement till its actual payment.

2. Learned counsel for the petitioner at the outset confines his prayer for deciding legal notice dated 12.07.2023 (Annexure P-5).

He submits that at this stage, petitioner would be satisfied, if the said

legal notice is decided by passing a speaking order within a time-bound frame.

3. Notice of motion.
4. Mr. Arun Gupta, AAG, Punjab, who is present in Court accepts notice on behalf of the respondents No.1 and 2.
5. I have heard learned counsel for the parties and have gone through the record of the case.
6. Without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondent No.3-Competent Authority is directed to consider and decide the claim made in the legal notice dated 12.07.2023 (Annexure P-5) in accordance with law, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order. In case, the petitioner is found entitled, her claim be released within a period of six weeks thereafter. In case, the respondents are of the opinion that the claim of the petitioner merits rejection the same be adjudicated upon by passing a speaking order after giving an opportunity of personal hearing to the petitioner within the time as stipulated hereinabove.
7. The petition stands disposed of.

12.01.2024
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No