

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(109)

CWP No. 1274 of 2024
Date of Decision : 20.01.2024

Rajesh Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Meghna Nehra, Advocate for
Mr. Sunil K. Nehra, Advocate for the petitioner.

Mr. Saurabh Mohunta, Deputy Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

The present petition has been filed by the petitioner so as to claim the interest on the delayed release of payment keeping in view the judgment of Full Bench of this Court in *A.S. Randhawa Vs. State of Punjab and others*, 1997(3) SCT 468, decided on 16.05.1997 (Annexure P-4).

Learned counsel for the petitioner argues that the wife of the petitioner, who was in service, unfortunately, died on 12.07.2017 but the benefit in respect of service was not released to the petitioner within a period of two months, hence, keeping in view the judgment of Full Bench of this Court in *A.S. Randhawa Vs. State of Punjab and others*, 1997(3) SCT 468, the petitioner became entitled for the grant of interest on the delayed release of the service benefits after the death of the wife of the petitioner.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in the representation dated 16.09.2022 (Annexure P-2) but the same is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Saurabh Mohunta, learned Deputy Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and submits that in case, the representation dated 16.09.2022 (Annexure P-2) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order by passing an appropriate speaking order and in case, after the decision, the petitioner is found entitled for any benefit, the same will be extended to him within a further period of four weeks.

Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

January 20th, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No