

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

CWP-1905 of 2024

Date of decision: 30.01.2024

Subhash Chander

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. R.S. Sihag, Advocate,
for the petitioner.

Ms. Anju Sharma Kaushik, DAG, Punjab.

Mr. J.S. Toor, Advocate,
for respondent No.3.

NAMIT KUMAR, J.

1. Instant 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 respondent No.3 to pay to the petitioner the balance gratuity amounting to Rs.3,86,333/- along with interest @ 12% per annum for the period of delay in the light of the amended provisions of the Payment of Gratuity Act, 1972, letter dated 29.10.2021 (Annexure P-4) issued by respondent No.4.

2. At the outset, learned counsel for the petitioner submits that let this petition be disposed of only with a direction to respondent No.3 – Commissioner, Municipal Corporation, Amritsar, to consider and decide the representation dated 03.11.2023 (Annexure P-5) submitted by the petitioner.

3. Notice of motion.

4. On the asking of the Court, Ms. Anju Sharma Kaushik, DAG, Punjab, accepts notice on behalf of respondents No.1, 2 and 4 and Mr. J.S. Toor, Advocate, accepts notice on behalf of respondent No.3.
5. Accordingly, and without commenting upon the merits of the claim of the petitioner and even the assertions set out in the petition, the same is disposed of only with a direction to respondent No.3 that if any such representation, as indicated above, is indeed pending consideration, that shall be dealt with expeditiously in accordance with law by passing a speaking order preferably within three months from the date of receipt of certified copy of this order and convey the same to the petitioner.
6. The present petition stands disposed of accordingly.

30.01.2024
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No