



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

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CWP-2597-2023

Date of decision : 22.05.2024

Keher Singh

....Petitioner

V/S

State of Punjab and others

....Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Padamkant Dwivedi, Advocate for the petitioner.

Ms. Arundhati Kulshreshtha, A.A.G., Punjab.

NAMIT KUMAR, J. (ORAL)

1. The petitioner has filed the instant writ petition under Articles 226/227 of the Constitution of India seeking a writ of certiorari for quashing the order dated 18.01.2023 (Annexure P-7), passed by respondent No.2, whereby claim of the petitioner for payment of his retiral benefits and other dues has been denied and further sought a writ of mandamus directing the respondents to release the retiral dues of the petitioner for the period from 21.08.2009 to 31.01.2021, revised arrears of salary and retiral benefits as per recommendations made by 6th Punjab Pay Commission along with interest @ 18% per annum.

2. Learned State counsel submits that since all the retiral dues of the petitioner amounting to Rs.11,57,917/- (Rs.7,20,967/- towards gratuity and Rs.4,36,950/- towards leave encashment) have been paid on 02.05.2024, therefore, the instant petition has been rendered infructuous.



3. However, learned counsel for the petitioner submits that the abovesaid amount is without any interest and since there is a considerable delay in releasing the same, therefore, the petitioner is entitled for grant of interest. He further submits that there are some other dues also which have not been paid to the petitioner and he may be given liberty to submit a detailed representation claiming the said benefits along with interest on the delayed payment of gratuity and leave encashment.
4. If any such representation is submitted by the petitioner within a period of one month from today, the same shall be considered by respondent No.1, within a period of 03 months thereafter and if the petitioner is found entitled for the benefits claimed by him, the same shall be released within a period of 01 month thereafter.
5. The present petition is disposed of in the above terms.

22.05.2024
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(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No