

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

CWP-3474 of 2024

Date of decision: 16.02.2024

Rajinder Kumar

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Surinder Garg, Advocate,
for the petitioner.

Mr. Rajesh Sehgal, Addl. A.G., Punjab.

NAMIT KUMAR, J. (ORAL)

1. Present writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ of *mandamus* directing the respondents to release the enhanced amount of gratuity as well as leave encashment along with interest @ 18% in view of the recommendations of the 6th Pay Commission.

2. Learned counsel for the petitioner at the outset confines his prayer for deciding representation dated 17.07.2023 (Annexure P-14). He submits that at this stage, petitioner would be satisfied, if the said representation is decided by passing a speaking order within a time-bound frame.

3. Notice of motion.

4. Mr. Rajesh Sehgal, Addl. A.G., Punjab, who is present in Court accepts notice on behalf of the respondents.

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.4-Competent Authority is directed to consider and decide the claim made by the petitioner in representation dated 17.07.2023 (Annexure P-14) 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, necessary benefits be released within a period of three weeks thereafter.
7. The petition stands disposed of.

16.02.2024
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No