2024:PHHC:024791

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

CWP-4078 of 2024
Date of decision: 22.02.2024

Raghbir Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Varun Goyal, Advocate,
for the petitioner.

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

NAMIT KUMAR, J. (ORAL)

1. Petitioner has approached this Court by filing the present writ petition seeking a writ in the nature of *mandamus* for directing respondents No.2 to 4 to release approximate amount of Rs.31 lakh, which the petitioner has deposited with respondent No.5-Society in fixed deposit. Further prayer has been made to direct the respondents to consider and decide representations dated 24.03.2023 (Annexure P-1), 25.04.2023 (Annexure P-2), 18.07.2023 (Annexure P-3) and 28.07.2023 (Annexure P-5) in a time-bound manner.

2. The grievance raised by the petitioner in the present writ petition is that he has deposited an approximate amount of Rs.31 lakh in fixed deposit with respondent No.5, however, the same has not been released on its maturity despite making repeated representations

RAVINDER SINGH
2024.02.23 11:14
I attest to the accuracy and
integrity of this document

(Annexures P-1 to P-3 and P-5). He submits that vide letter dated 25.04.2023 (Annexure P-4), Assistant Registrar, Cooperative Society, Jalandhar-1, has directed the Inspector, Cooperative Societies, Urban East-01 to appear before him on 28.04.2023. The said letter was issued on the representation submitted by the petitioner. However, even then no action for releasing the said amount has been taken by respondent No.5. He submits that petitioner would be satisfied if time-bound directions are issued to respondents No.2 and 5 to consider the claim of the petitioner for release of the said amount as has been made in the representations dated 24.03.2023 (Annexure P-1), 25.04.2023 (Annexure P-2), 18.07.2023 (Annexure P-3) and 28.07.2023 (Annexure P-5).

3. Notice of motion.

4. Mr. Rajesh Sehgal, Addl. A.G., Punjab, who is present in Court, accepts notice on behalf of the respondents and has no objection to the innocuous prayer made by the learned counsel for the petitioner.

5. I have heard learned counsel for the parties and perused the paperbook.

6. Without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondents No.2 and 5 are directed to consider and decide the claim made by the petitioner in the representations dated 24.03.2023 (Annexure P-1), 25.04.2023 (Annexure P-2), 18.07.2023 (Annexure P-3) and 28.07.2023 (Annexure P-5) in accordance with law, by passing a speaking order within a period of three months, from the date of receipt

RAVINDER SINGH
2024.02.23 11:14
I attest to the accuracy and
integrity of this document

of certified copy of this order and if the claim of the petitioner is accepted, the necessary payment be released within two weeks thereafter.

7. The petition stands disposed of.

(NAMIT KUMAR)
JUDGE

22.02.2024
R.S.

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No

RAVINDER SINGH
2024.02.23 11:14
I attest to the accuracy and
integrity of this document