

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

CWP-4696 of 2024

Date of decision: 29.02.2024

Ramesh 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. Petitioner has filed the present writ petition seeking a writ of *mandamus* directing the respondents to release the revised gratuity and leave encashment amounting to Rs.1,85,419/- along with interest.

2. Learned counsel for the petitioner submits that he has served legal notice dated 18.10.2023 (Annexure P-2) for claiming the said relief, however, no decision has been taken by the respondents thereon. Learned counsel for the petitioner restricts his claim in the present writ petition with regard to leave encashment and gratuity. He submits that he will be satisfied if time-bound directions are given to the respondents to release the abovesaid benefit.

3. Notice of motion.

4. Mr. Rajesh Sehgal, Addl. A.G., Punjab, accepts notice on behalf of the respondents.

5. Keeping in view the relief claimed in the present writ petition, there is no requirement for seeking reply from the respondents and without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondent No.3 is directed to consider and decide the claim made by the petitioner in the legal notice dated 18.10.2023 (Annexure P-2) 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, abovesaid benefit be released within a period of one month thereafter.

6. The petition stands disposed of.

29.02.2024
R.S.

(NAMIT KUMAR)
JUDGE

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