

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP-5182-2024

Date of decision: 04.03.2024

Santosh Rani and others

....Petitioners

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. P.K. Bansal, Advocate for the petitioner.

NAMIT KUMAR J. (Oral)

1. The petitioners have filed the instant writ petition under Articles 226/227 of the Constitution of India for issuance of a writ of mandamus directing the respondents to release the retiral benefits, arrears of leave encashment, gratuity along with interest @ 18% per annum and all other consequential benefits, on account of unfortunate death of Satish Kumar.

2. Learned counsel for the petitioners submits that for claiming the relief, the petitioners have also submitted legal notice dated 07.02.2024 (Annexure P-9) which is still pending consideration with the respondents and at this stage, the petitioners would be satisfied if directions are issued to respondent No.4 to consider and decide the said legal notice by passing a speaking order in a time bound manner.

3. Notice of motion to respondents No.1 to 4 only at this stage.

4. Mr. Rajesh Sehgal, Addl. A.G., Punjab and Ms. Deepali Puri, Advocate, who are present in the Court, accept notice on behalf of

respondents No.1 to 3 and respondent No.4, respectively and have no objection to the innocuous prayer made by the petitioner.

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 petitioners in the present petition, respondent No.4 is directed to consider and decide the claim made by the petitioners in the legal notice dated 07.02.2024 (Annexure P-9), 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 petitioners are found entitled, their claim be released within a period of six weeks thereafter.

7. The petition stands disposed of.

04.03.2024
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(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No