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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-5011-2001

Date of decision:-23.07.2024

Dharampal Kalia

...Petitioner

Versus

The State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE SUVIR SEHGAL

Present : Mr.Deepak Agnihotri, Advocate
for the petitioner.

Ms.Amrita Garg, AAG, Punjab.

SUVIR SEHGAL, J.(ORAL)

1. By way of present writ petition filed under Articles 226/227 of the Constitution of India, petitioner has approached this Court, *inter alia*, for issuance of a writ in the nature of mandamus directing the respondents to release leave encashment for 52 days; gratuity since 1997 on the basic pay of Rs.7,146/- plus special pay of Rs.140/- besides interest on the delayed payment.

2. In response to the notice issued by this Court, respondents filed a written statement and the writ petition was admitted on 04.04.2001. Counter affidavit dated 11.09.2007 has been filed by the State counsel, which is taken on record. She has referred to office order dated 26.06.2000, Annexure R1, to submit that after the amendment of



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Rule 4.23 of Punjab Civil Service Rules, Volume II, petitioner's case has been reviewed and service rendered by him with the Punjab Government from 05.03.1963 to 30.09.1967 as a Radio Transmitter Operator in the Wireless Wing has been counted as qualifying service for the purposes of computation of pension. She submits that the pension, DCRG and leave encashment, which has been worked out to Rs.31,129/-, Rs.46,920/- and Rs.59,074/-, respectively has been paid to the petitioner.

3. In view of the above developments, no direction is called for.

4. Petition is disposed of.

(SUVIR SEHGAL)
JUDGE

23.07.2024
Brij

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