

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-5911-2024 (O&M)

Date of decision: 13.03.2024

Ramesh Kumar

....Petitioner

Versus

State of Punjab and Others

....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

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

NAMIT KUMAR J. (Oral)

1. Prayer in this writ petition filed under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of mandamus, directing the respondents to pay the gratuity and other pensionary benefits to the petitioner along with interest @ 24% per annum till its realization.
2. Amended Memo of Parties filed in the Court is taken on record. Registry is directed to tag the same at appropriate place.
3. Learned counsel for the petitioner at the outset confines his prayer for deciding representation dated 03.01.2024 (Annexure P-3). 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.
4. Notice of motion.
5. Mr. Rajesh Sehgal, Addl. A.G., Punjab, accepts notice on behalf of respondents No.1 and 2 while on the asking of the Court, Mr. Vipul Jindal, Advocate, who is on the panel of Local Government, Punjab, accepts notice on behalf of respondent No.3 and raised no

objection to the innocuous prayer made by learned counsel for the petitioner.

6. I have heard learned counsel for the parties and have gone through the record of the case.

7. 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 – Executive Officer, Municipal Council, Sangrur is directed to consider and decide the claim made in the representation dated 03.01.2024 (Annexure P-3) in accordance with law, by passing a speaking order within a period of 03 months from the date of receipt of certified copy of this order. In case, the petitioner is found entitled, his claim be released within a period of 04 weeks thereafter. In case, the respondents are of the opinion that the claim of the petitioner merits rejection the same be adjudicated upon by passing a speaking order after giving an opportunity of personal hearing to the petitioner within the time as stipulated hereinabove.

8. The petition stands disposed of.

(NAMIT KUMAR)
JUDGE

13.03.2024
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No