



CWP-10889-2024

-1-

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

121

CWP-10889-2024

Date of Decision :16.05.2024

Rajbala

...Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sandeep Kumar Yadav, Advocate and
Ms. Sangeeta Yadav, Advocate for the petitioner.

* * *

Harsimran Singh Sethi, J. (Oral)

In the present petition, grievance of the petitioner is that though, the husband of the petitioner retired from service on 21.08.2022 after rendering more than 36 years of service but unfortunately, immediately thereafter, husband of the petitioner died but the respondents did not release the pensionary benefits to the petitioner in time.

Learned counsel for the petitioner submits that as there is a delay in the release of the pensionary benefits, the petitioner is entitled for the grant of benefit of interest on the said delayed release of the pensionary benefits keeping in view the settled principle of law settled by the Full Bench of this Court in *A.S. Randhawa Vs. State of Punjab and others, 1997(3) SCT 468* as well as by the Coordinate Bench of this Court in of *J.S.*

Cheema Vs. State of Haryana, 2014(13) RCR (Civil) 355.

**CWP-10889-2024****-2-**

Learned counsel for the petitioner further submits that the petitioner has already raised the said grievance before the respondents by way of serving a legal notice dated 05.03.2024 (Annexure P/2), which is still pending consideration and the petitioner will be satisfied at this stage, in case, a time bound direction be issued to the respondents to decide the said legal notice.

Notice of motion.

Mr. Harish Nain, AAG, Haryana, accepts notice on behalf of the respondents and submits that in case, rlegal notice dated 05.03.2024 (Annexure P/2) has been received from the petitioner and is still pending consideration with the authorities concerned, the same will be decided in accordance with law and an appropriate speaking order will be passed within a period of 08 weeks from the date of receipt of certified copy of this order and in case, it is found feasible to grant the relief to the petitioner, the same will be extended to him otherwise, due reasons for not accepting the claim of the petitioner will be mentioned in the speaking order so passed.

Learned counsel for the petitioner submits that keeping in view the statement of the learned counsel for the respondents, present petition may kindly be disposed of having been not pressed any further.

Ordered accordingly.

May 16, 2024
aarti

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No