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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-18123-2024

Date of decision: 07.08.2024

HET RAM

...Petitioner

VERSUS

UNION OF INDIA AND OTHERS

...Respondents

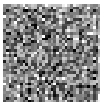
CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Johan Kumar, Advocate
for the petitioner.

JASGURPREET SINGH PURI, J. (Oral)

1. The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of *mandamus* directing the respondents to release the pension of the petitioner as per the Employee Provident Fund Scheme, 1952 from the date of his retirement i.e. 31.12.2018 with a further prayer to direct the respondents to release the arrears of pension from the date of retirement of the petitioner along with interest @ 18% per annum in view of the Full Bench judgment passed by this Court in *A. S. Randhawa versus State of Punjab and others, 1997 (3) SCT 468* and the judgment of a Coordinate Bench of this Court in case of *J. S. Cheema versus State of Haryana, CWP-15867-2001*.

2. Learned counsel for the petitioner submitted that the petitioner had served a legal notice dated 14.05.2024 (Annexure P-7) to the respondents but



the same has not been considered and decided till date. He further submitted that at this stage, the petitioner will be satisfied in case the aforesaid legal notice dated 14.05.2024 (Annexure P-7) is considered and decided by the respondents in accordance with law and in a time bound manner.

- 3. Notice of motion to respondents No.2 and 3 only, at this stage.
- 4. Mr. Lokesh C. Aggarwal, Senior Panel Counsel, who is stated to be on the panel of EPFO, accepts notice on behalf of respondents No.2 and 3. He submitted that in view of the limited prayer made by learned counsel for the petitioner, he has no objection in case a time bound direction is issued in this regard.
- 5. In view of the aforesaid facts and circumstances, without calling for the reply from respondents No.2 and 3 and without expressing anything on the merits of the case, the present writ petition is disposed of with a direction to respondent No.3-Regional Provident Fund Commissioner, Employees Provident Fund Organization, Faridabad, Haryana/competent authority to consider and decide the legal notice dated 14.05.2024 (Annexure P-7) strictly in accordance with law and within a period of three months from today.

07.08.2024
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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