

2024:PHHC:097723



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP No.18060 of 2024 (O&M)
Date of decision: 01.08.2024

Rakesh Kumar
.....Petitioner
Versus
State of Punjab and others
.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

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

Mr. Rajesh Sehgal, Addl. A.G., Punjab
for respondents No.1 and 2 & 4.

NAMIT KUMAR J. (Oral)

1. Prayer in this writ petition filed by the petitioner under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of mandamus, directing the respondents to grant/release the complete retiral/pensionary service benefits and dues to the petitioner (including gratuity, dearness allowance, GPF/PF deposited by him, leave encashment, medical allowance, etc. and arrears of increment and other arrears) along with interest @ 18% p.a. for delay in the payment of above-mentioned service benefits till its realization.
2. Learned counsel for the petitioner, at the very outset, confines his prayer for deciding legal notice dated 16.07.2023 (Annexure P-3). He submits that at this stage, petitioner would be

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satisfied, if the said legal notice is decided by passing a speaking order within a time bound frame.

3. Notice of motion.
4. On the asking of the Court, Mr. Rajesh Sehgal, Addl. A.G., Punjab, accepts notice on behalf of respondents No.1, 2 and 4 and Mr. Shobhit Phutela, Advocate, who is on the panel of Department of Local Government, Punjab, has accepted notice on behalf of respondent No.3 and have no objection to the innocuous prayer made by learned counsel for the petitioner.
5. I have heard learned counsel for the parties and have gone through the record of the case.
6. Without going into the merits of the case at this stage, the present petition is disposed of with a direction to respondent No.4 to decide legal notice dated 16.07.2023 (Annexure P-3), submitted by the petitioner expeditiously, by passing a speaking order, preferably within a period of 03 months from the date of receipt of certified copy of this order.

(NAMIT KUMAR)
JUDGE

01.08.2024
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No