

CWP-18324 of 2024

2024:PHHC:000321



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

CWP-18324 of 2024

Date of decision: 05.08.2024

Om Parkash

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Sumit Kalyan, Advocate,
for the petitioner.

Mr. Rajesh Sehgal, Addl. A.G., Punjab.

NAMIT KUMAR, J. (ORAL)

1. Present petition has been filed under Articles 226/227 of the Constitution of India praying for issuance of writ in the nature of *mandamus* directing the respondents to pay the remaining retiral benefits of the petitioner, including gratuity, leave encashment, provident fund, pensionary benefits, unpaid salary, medical benefits and other benefits along with interest @ 18% per annum due from the date of his retirement i.e. 31.05.2023.

2. Learned counsel for the petitioner at the outset confines his prayer for deciding legal notice dated 05.06.2024 (Annexure P-1). He submits that at this stage, petitioner would be satisfied, if the said legal notice is considered and decided by passing a speaking order in a time-bound frame.

3. Notice of motion.



4. Mr. Rajesh Sehgal, Addl. A.G., Punjab, accepts notice on behalf of respondents.
5. I have heard learned counsel for the parties and have gone through the record of the case.
6. Without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondent No.4 is directed to consider and decide the claim made by the petitioner in legal notice dated 05.06.2024 (Annexure P-1) in accordance with law, by passing a speaking order within a period of three months from the date of receipt of certified copy of this order. In case, the petitioner is found entitled, necessary benefits be released within a period of three weeks thereafter.
7. The petition stands disposed of.

05.08.2024
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No