

CWP-24164 of 2024

2024:PHHC:125518



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

CWP-24164 of 2024

Date of decision: 23.09.2024

Veena

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Puneet Kumar Bansal, Advocate,
for the petitioner.

Mr. Surya Kumar, AAG, Punjab.

NAMIT KUMAR, J. (ORAL)

1. Present petition has been filed under Article 226 of the Constitution of India praying for issuance of writ in the nature of *mandamus* directing the respondents to pay interest as per the provisions of the General Provident Fund Rules on delayed deposit of provident fund from the date said amount was deducted every month from the salary till its actual deposit by the Municipal Council, Ferozepur City; to grant ACP on completion of 14 years of service as Safai Sewak and consequently to refix salary after considering the aforesaid ACP and pay its arrears along with interest @ 12% per annum from the date the said benefits became due till its actual payment; to pay the remaining death-cum-retiral benefits of family pension, gratuity (as per Punjab Civil Services Rules), leave encashment, provident fund (along with interest as aforesaid), medical allowance and all other benefits and to pay interest @ 12% from the



date of death till the date of its actual payment to the petitioner. 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.

- 2. Notice of motion.
- 3. Mr. Surya Kumar, AAG, Punjab, accepts notice on behalf of respondents No.1 to 3-State and 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.4 and have no objection to the innocuous prayer made by learned counsel for the petitioner.
- 4. I have heard learned counsel for the parties and have gone through the record of the case.
- 5. Without expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondents No.2 and 4 are directed to consider and decide the claim made by the petitioner in legal notice dated 19.06.2024 (Annexure P-3) 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.
- 6. The petition stands disposed of.

23.09.2024
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No