



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

111

CWP-25897-2024
Date of Decision:11.12.2024

KAMLESH KUMARI ...Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS ...Respondent(s)

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present:- Dr. Pankaj Nanhera, Advocate
for the petitioner.

Mr. R. S. Budhwar, Addl. A. G., Haryana.

TRIBHUVAN DAHIYA, J. (Oral)

This petition has been filed, *inter alia*, seeking a writ of *mandamus* directing the respondents to release complete retiral benefits to the petitioner, as also additional increments and interest for the delayed payment of these benefits from the date her retirement, i.e., 29.02.2024.

2. Learned State counsel, on instructions, contends that the petitioner's pay has now been re-fixed with effect from 05.09.2018, vide office order dated 19.11.2024, and due pensionary benefits have also been sanctioned which will be credited to her account within two weeks.

3. Learned counsel for the petitioner, however, contends that the petitioner's pay has not been correctly re-fixed as the actual salary drawn by her at the time of retirement has not been taken into account. Besides, neither the due additional increment has been released to her, nor has any interest on the delayed payment of pensionary benefits been paid. At this stage, the petitioner will be satisfied in case she is permitted to file a comprehensive

representation regarding these claims to the second respondent/Director,

Secondary Education, and the same may be ordered to be decided within a specified period.

4. Learned State counsel submits that in case any such representation is filed by the petitioner, the same will be decided by the second respondent/Director, Secondary Education, by passing a speaking order in accordance with law within a period of three months of receiving the representation.

5. In view of the statement made, learned counsel for the petitioner has no objection to the petition being disposed of in terms thereof.

6. Ordered accordingly.

7. In case the order is not passed within the stipulated period, the officer concerned shall pay costs of ₹50,000 to the petitioner.

(TRIBHUVAN DAHIYA)
JUDGE

11.12.2024
Ad

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>