

CWP-28692 of 2024

2024:PHHC:138643



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

CWP-28692 of 2024

Date of decision: 23.10.2024

Ram Chander

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Kamal Gupta, Advocate,
for Mr. J.S. Warring, Advocate,
for the petitioner.

Mr. Surya Kumar, AAG, 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 release the amount of service-cum-retirement dues of the petitioner including pension, gratuity, provident fund, leave encashment, revised pay scale and arrears of revised pay scale and all other benefits along with interest on the delayed period in view of law laid down by this Court in ***A.S. Randhawa v. State of Punjab, 1997(3) SCT 468.***

2. Learned counsel for the petitioner submits that the petitioner retired from service on attaining the age of superannuation on 31.10.2023, however, his pensionary benefits have not been released so far despite making representation dated 08.12.2024 (Annexure P-2).

Learned counsel submits that at this stage, petitioner would be satisfied,

CWP-28692 of 2024

2024:PHHC:138643



if the said representation is considered and decided by passing a speaking order in a time-bound frame.

3. Notice of motion.

4. Mr. Surya Kumar, AAG, Punjab, accepts notice on behalf of the respondents No.1 and 2 and Mr. Vipul Jindal, Advocate, accepts notice on behalf of respondent No.3 and they 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 expressing any opinion on the merits of the case or the claim being made by the petitioner in the present petition, respondent No.3 is directed to consider and decide the claim made by the petitioner in representation dated 08.12.2024 (Annexure P-2) 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.

(NAMIT KUMAR)
JUDGE

23.10.2024
R.S.

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No