

CWP-32934 of 2024

2024.THHHC:183450



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

CWP-32934 of 2024

Date of decision: 09.12.2024

Surinderjit Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Kanwar Pahul Singh, Advocate,
for the petitioner.

Mr. Rajesh Sehgal, Addl. A.G., Punjab,
for respondents No.1 and 3.

Mr. Shobhit Phutela, Advocate,
for respondent No.2.

NAMIT KUMAR, J. (ORAL)

1. Present petition has been filed by the petitioner under Article 226 of the Constitution of India for directing the respondents to release monetary benefits to the petitioner for a period of three years immediately preceding the date of legal notice i.e. w.e.f. 06.08.2024 or 22.02.2024 along with interest @ 18% from the date of entitlement to the date of realization.

2. Learned counsel for the petitioner submits that for claiming the aforesaid benefits, petitioner has served legal notice dated 06.08.2024 (Annexure P-9) upon the respondents, however, neither the aforesaid benefits have been released to the petitioner nor said legal notice has been replied to by the respondents. He submits that at this

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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 No.1 and 3 and Mr. Shobhit Phutela, Advocate, accepts notice on behalf of respondent No.2 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.2 is directed to consider and decide the claim made by the petitioner in legal notice dated 06.08.2024 (Annexure P-9) 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.

09.12.2024
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No