

CWP No.33843 of 2024

2024:PHHC:168098



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

CWP No.33843 of 2024
Date of decision: 16.12.2024

Parmod Kumar

....Petitioner

Versus

Punjab State Power Corporation Ltd. and others

....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Pankaj Sharma, Advocate
for the petitioner.

Ms. Sukriti Gupta, Advocate,
for respondents No.1 to 3.

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

NAMIT KUMAR J. (Oral)

1. Prayer in this writ petition filed under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of mandamus, directing the respondents to grant the petitioner the benefit of leave encashment for 450 days in lieu of unutilised earned leaves lying at their credit on the dates of their superannuation on 31.05.2023 after extension of service of two years in case of the petitioners under “the Persons with Disability (Equal Opportunities Protection of Rights and Full Participation) Act, 1955, rather than payment of 300 earned leaves (paid to the petitioners) along with all arrears of pay and consequential benefits with interest @ 12% per annum.

2. Learned counsel for the petitioner submits that for claiming the said benefit, petitioner has submitted a representation dated



31.07.2024 (Annexure P-7). However, neither the benefit of leave encashment for 450 days in lieu of unutilised earned leaves has been granted to the petitioner nor the said representation has been decided/replied to by the respondents. He submits that at this stage, petitioner would be satisfied, if the said representation is considered and decided by passing a speaking order in a time-bound frame.

3. Notice of motion.

4. Ms. Sukriti Gupta, Advocate, accepts notice on behalf of respondents No.1 to 3 and Mr. Rajesh Sehgal, Addl. A.G., Punjab, accepts notice on behalf of respondent No.4 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 petitioners in the present petition, respondent No.1 is directed to consider and decide the claim made by the petitioner in representation dated 31.07.2024 (Annexure P-7), 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.

7. The petition stands disposed of.

(NAMIT KUMAR)
JUDGE

16.12.2024
R.S.

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No