



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

CWP-8521-2023

Date of Decision: 12.05.2025

**THE MANAGING DIRECTOR PUNJAB STATE CO-OPERATIVE
SUPPLY AND MARKETING FEDERATION LIMITED**

... PETITIONER

VS.

SITA RAM AND OTHERS

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rakesh Roy, Advocate and
Ms. Priya Jarial, Advocate for
Mr. Abhilaksh Gaind, Advocate
for the petitioner.

None for the respondents.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner submits that though, the direction has been given by the authority envisaged under the Payment of Gratuity Act, 1972 (for short '1972 Act') for the grant of gratuity in favour of the respondent-workman but, the gratuity already paid at the time of the retirement of the respondent-workman, has not been directed to be adjusted. Learned counsel for the petitioner submits that the amount of gratuity already paid, should be adjusted.

2. No one has appeared on behalf of the respondent(s), despite service.

3. Keeping in view the totality of circumstances, as the only modification sought is that the amount which was paid to the respondent(s)-workman at the time of retirement as gratuity, has not been adjusted and, in case, the factum of the payment of the gratuity under the rules governed by

service conditions is conceded by the respondent(s)-workman any such amount paid, will be adjusted while complying with the impugned orders passed by the authority envisaged under the 1972 Act.

4. Disposed of accordingly.
5. Pending applications, if any, also stand disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

12.05.2025
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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No