

2026.PHHC:047951



143.

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

CWP-9156-2026

Date of decision: 25.03.2026

Mann Singh

.... Petitioner

Versus

State of Punjab and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Bikramjit Singh Bajwa, Advocate, and
Mr. Manthan Pathania, Advocate, for the petitioner.

NAMIT KUMAR, J. (ORAL)

1. The present petition has been filed under Articles 226/227 of the Constitution of India, seeking a writ in the nature of mandamus, directing the respondents to release the pensionary benefits i.e. gratuity of Rs.18,00,000/- to the petitioner as the same has been withheld without any order or reason only on the presumption of recovery of two additional increments/payments which cannot be recovered in view of *Rafiq Masih* judgment passed by the Hon'ble Supreme Court, and the retirement benefits have not been given to the petitioner in spite of lapse of 11 months from the date of retirement. Further, seeking directions to the respondents to grant full retirement benefits along with interest of 12% on delayed payment to the petitioner.

2. Learned counsel for the petitioner submits that for redressal of his grievance, the petitioner has also submitted representation dated

10.03.2026 (Annexure P-20) to respondent No.2 which is still pending consideration. He further submits that at this stage, the petitioner would be satisfied, if appropriate directions are issued to respondent No.1 to consider and decide said representation, by passing a speaking order, in a time bound manner.

3. Notice of motion.

4. Mr. Kanav Singla, AAG, Punjab, accepts notice on behalf of the respondents and has 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 going into the merits of the case at this stage, the present petition is disposed of with a direction to respondent No.1 to decide representation dated 10.03.2026 (Annexure P-20) submitted by the petitioner expeditiously, by passing a speaking order after affording an opportunity of hearing to the petitioner, preferably within a period of 03 months from the date of receipt of certified copy of this order. Further, the decision taken thereon shall be conveyed to the petitioner. Liberty is granted to the petitioner to supplement the said representation within a period of 02 weeks.

(NAMIT KUMAR)
JUDGE

25.03.2026
sanjeev

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No