



CWP-7119-2016

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

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CWP-7119-2016 (O&M)
Date of decision : 19.03.2026

RAJ KUMAR

..... Petitioner

VERSUS

THE PANJAB UNIVERSITY CHD AND ANOTHER

..... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPINDER SINGH NALWA

Present :- Mr. R. K. Arora, Senior Advocate with

Mr. Shivam Ahuja and Mr. Jaskirat S. Bhogal, Advocates
for the petitioner.

Mr. Vansh Malhotra, Advocate
for respondent No.1.

Mr. Brijeshwar Singh Kanwar, Senior Panel counsel
for respondent No.2-UOI.

Deepinder Singh Nalwa, J. (Oral)

1. In the present writ petition, the petitioner is praying for issuance of a direction to the respondents to count the previous service rendered by the petitioner while working in U.T., Chandigarh and PGIMER, Chandigarh in terms of Punjab Government Instructions dated 24.10.2008 (Annexure P-2) and the clarification dated 17.08.2010 (Annexure P-3), duly adopted by the Panjab University vide letter dated 07.03.2011 (Annexure P-4), for the purpose of grant of retiral benefits.

2. Learned counsel appearing on behalf of the respondents submits that during the pendency of the writ petition, the service rendered by the



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petitioner in UT Chandigah and PGIMER, Chandigarh has been taken into consideration as a qualifying service for the purpose of retiral benefits.

3. Learned Senior counsel appearing on behalf of petitioner fairly submits that the retiral benefits have been released, however, the service rendered by the petitioner in U.T. Chandigarh and PGIMER Chandigarh has not been taken into consideration for the purpose of calculating leave encashment and no interest has been granted on delayed payment of retiral benefits.

4. Learned counsel appearing on behalf of the petitioner submits that the above issue has already been decided by the Co-ordinate Bench of this Court vide judgment dated 16.09.2024 passed in **CWP-2292 of 2018 titled as 'Kamla Sharma Vs. State of Punjab and others'**.

5. Learned Senior counsel submits that at this stage, petitioner will be satisfied if liberty is granted to the petitioner to file a representation for consideration of the service rendered by the petitioner in U.T. Chandigarh and PGIMER Chandigarh for the purpose of grant of leave encashment and also interest on account of delayed payment.

6. Learned counsel appearing on behalf of respondents do not object to the prayer made by learned senior counsel appearing on behalf of the petitioner.

7. In view of the above, liberty is granted to the petitioner to file a representation, in regard to claim of leave encashment and interest on delayed payment of retiral benefits. In case petitioner files a representation, respondent No.1 is directed to consider the case of the petitioner as claimed

in the representation, as well as the judgment passed by this Court in **Kamla**



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Sharma's case (supra), in accordance with law within a period of two months from the date of submission of such representation.

8. In case, the petitioner is held entitled for grant of relief as claimed by him in the representation as per the rules/law, the same be also released within a period of 01 month thereafter.

9. The present writ petition is disposed of in above said terms.

10. Pending application(s), if any, shall also stand(s) disposed of accordingly.

(DEEPINDER SINGH NALWA)
JUDGE

19.03.2026
Rimpal

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