

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP No.12214-2012

Date of Decision: 04.09.2015

VIR BHAN

....Petitioner

VERSUS

STATE OF HARYANA & ORS.

....Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. Vinod Kataria, Advocate
for the petitioner.

Mr. Sourabh Mohunta, DAG, Haryana.

P.B BAJANTHRI, J. (Oral)

In this petition, the petitioner has sought for direction to release the retiral benefits namely, gratuity.

The respondents initiated four disciplinary proceedings. Among them, in two matters the petitioner was exonerated and in the other two matters, he was punished by imposing 5 % cut in pension on 28.02.2012 and in another matter a recovery of sum of Rs. 55,997/-. In the disciplinary proceedings, the final order was dated 06.05.2014. On 31.07.2014, after deducting Rs. 55,997/- from the gratuity, the balance amount has been paid to the petitioner. In this background, the petitioner is entitled for leave encashment, which is pending consideration before the respondents.

Learned State counsel on instructions submitted that leave

encashment which is due to the petitioner would be settled shortly.

The said submission is taken on record. The respondents are directed to pay the leave encashment within a period of **four weeks** along with 9 % interest for the period from 06.05.2014 till realization.

04.09.2015

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**(P.B BAJANTHRI)
JUDGE**