

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

CWP-15436-2012

Date of decision : 03.03.2015

INDER SINGH

...Petitioner

V/S

STATE OF HARYANA & ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Inder Pal Goyat, Advocate
for the petitioner.

Mr. Ashok Chaudhary, Addl. A. G., Haryana

JITENDRA CHAUHAN, J. (Oral)

The petitioner has approached this Court under Articles 226/227 of the Constitution of India for release of death-cum-retiral benefits of his father, namely, Ram Dhari, who was working as Beldar in the office of Executive Engineer, Hisar Water Services Division, Hisar and retired on 31.05.1997. Subsequently, he expired on 05.08.1999.

As per the reply filed by the State, the entire amount due to the petitioner except Death-cum-Retirement Gratuity Certificate, has been paid. It is submitted that initially balance payment on account of Death-cum-Retirement Gratuity payment order dated PPO No.72058-

S/HR was issued in the name of Ram Dhari but he did not appear

before the Treasury Office at Sub-Treasury Officer, Barwala to receive the payment. Ram Dhari expired on 05.08.1999.

On the other hand, learned counsel for the petitioner informs that there is some dispute amongst the legal heirs of the deceased employee though the dues have been determined.

Keeping in view the fact that retiral benefits stands calculated, but despite the repeated efforts made by the respondent to disburse the same to the legal heirs of the deceased employee, they have not approached the competent authority to collect the pensionary benefits, the present petition is disposed of with a direction in case the legal heirs of the deceased Ram Dhari appear before the authority concerned with requisite papers/documents, after consideration thereof the authority shall pass an appropriate order in accordance with law.

Disposed of accordingly.

03.03.2015

ashok

(JITENDRA CHAUHAN)
JUDGE