

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.17533 of 2016

Date of Decision: 29.08.2016

Balwinder Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Saravpreet Singh, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J.(Oral)

The petitioner superannuated from service on February 28, 2013 as Panchayat Officer from Panchayat Samiti Dehlon, District Ludhiana. His retirement dues have not been released to him so far which is well over three and half years gone. The petitioner has made a representation on July 21, 2015 which has not been attended to by the respondents so far which is rather unfair inaction.

The learned counsel for the petitioner submits that he would be satisfied if this petition is disposed of with a direction to respondent No.2 to consider and decide the representation within a time bound period.

The prayer is accepted as just, reasonable and fair since the petitioner has waited far too long to receive his pension dues.

As a result, this petition is disposed of with a direction to respondent No.2 to decide the representation within one month from the date of receipt of certified copy of this order. The amounts due be determined and paid without further delay. In case, there is nothing adverse on the record of the petitioner by way of pending disciplinary action etc.

initiated prior to retirement which may justify retention of non-payment or pension or part of it the amounts determined in accordance with rules and paid to the petitioner within the next one month with interest @8% till the expiration of six months from the date of retirement and thereafter @12% per annum for the inordinate delay in payment of dues without just excuse. In case, an adverse order is contemplated then it will be reflected in a comprehensive speaking order duly communicated to the petitioner within the time fixed i.e. within the next one month.

With the above observations and directions, the petition stands disposed of.

(RAJIV NARAIN RAINA)
JUDGE

29.08.2016

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Whether speaking/reasoned Yes

Whether reportable No