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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 26058 of 2016 (O/M)

Date of decision : 16.12.2016

Sushma Kumari

..... Petitioner (s)

Versus

State of Punjab and others

..... Respondent (s)

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Vikas Chatrath, Advocate, for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH J. (ORAL)

The petitioner retired from service on 31.7.2016. It is stated that till date, her pensionary benefits have not been released. It is further stated that the PPO has been issued without considering the order dated 13.8.2009 (Annexure-P-1), passed by the Director Public Instructions (Secondary Education), Punjab, in which the previous service of the petitioner with effect from 15.12.1994 to 25.5.1997 is considered towards pensionary benefits. The petitioner has served a legal notice dated 11.10.2016 (Annexure-P-2) upon respondents, but to no avail. The short prayer pressed at this stage is that respondent No. 2 may be directed to decide the legal notice dated 11.10.2016 (Annexure-P-2).

In these circumstances, without issuing notice to respondents, the present writ petition is disposed of with a direction to respondent No. 2 to decide the legal notice dated 11.10.2016 (Annexure-P-2), within one month from the date of receipt of certified copy of this judgment after considering the order dated 13.8.2009 (Annexure-P-1), passed by it and in case, there is no impediment in release of the pensionary benefits, the same be released forthwith, otherwise a speaking order be passed denying the said benefits.

(KULDIP SINGH)
JUDGE

16.12.2016

sjks

Whether speaking / reasoned : Yes

Whether Reportable : No