

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 10015 of 2017 (O/M)

Date of decision : 10.5.2017

Vinay Kumar

..... Petitioner (s)

Versus

State of Haryana and another

..... Respondent (s)

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Sunil K. Nehra, 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 claims that he was appointed as a Principal and Director of Moti Lal Nehru School of Sports, Rai, District Sonapat, on 19.7.2003. He was granted various extensions thereafter and the last extension was upto 30.9.2016, vide order dated 7.8.2014 (Annexure-P-8). However, vide order endorsed on 9.1.2015 (Annexure-P-9), his tenure was ended with immediate effect. In this way, the petitioner has about 11 ½ years of service. He applied for pension and other benefits, which has been declined, vide order dated 16.11.2016 (Annexure-P-13) by passing the following order :-

“ In reference to your letters dated 21.10.2015, 19.12.2015, 11.2.2015, 19.5.2016 and 1.8.2016 on the subject mentioned above.

We show regret to grant the benefits of Pension, Leave Encashment and Gratuity to you.”

It is stated that no reason has been given in the impugned order, refusing the grant of pension and other benefits.

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The impugned order shows that no reasons have been given for refusal of pension and other benefits. Therefore, without issuing notice to opposite party, the impugned order dated 16.11.2016 (Annexure-P-13) is set aside with a direction to the Additional Chief Secretary, Government of Haryana, Sports and Youth Welfare Department, Chandigarh, to hear the petitioner and pass a reasoned and speaking order within two months from the date of receipt of certified copy of this order.

In view of the matter, the present writ petition is disposed of.

(KULDIP SINGH)
JUDGE

10.5.2017
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No