

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 30496 of 2018
Date of Decision : 03.12.2018

Rakesh Kumar Sood

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. H.K. Brinda, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

The present writ petition has been filed seeking a direction to the respondents to release the final payment of GPF.

The petitioner was suspended from service on 17.08.2012 and remained under suspension till 15.11.2013. A charge-sheet was served upon the petitioner and after the charge-sheet, he was prematurely retired from service vide order dated 22.12.2016.

Learned counsel for the petitioner contends that even though the petitioner has been retired prematurely but the respondents have not passed any order as to how the suspension period is to be treated and whether the petitioner will be entitled for any monetary benefit over and above the subsistence allowance already paid. Learned counsel further states that for the relief, which has been claimed in the present writ petition, the petitioner has made representations dated 13.06.2018 and 06.07.2018 (Annexures P-6 and P-8) respectively to the respondents, which are still

pending and have not been decided so far and the petitioner will be satisfied in case a time bound direction is given to the respondents to decide the representations by passing a speaking order.

Without going into the merits of the case or expressing any opinion to the entitlement of the petitioner in respect of the claim prayed in the present writ petition or in the representations, the present writ petition is disposed of with a direction to the respondents to pass an appropriate speaking order on the claim raised by the petitioner in the representations dated 13.06.2018 and 06.07.2018 (Annexures P-6 and P-8) respectively within a period of three months from the date of receipt of certified copy of this order.

In case after the order, it is found by the respondents that the petitioner is entitled for any monetary benefits, the same should also be released to him within a period of next three months.

The writ petition stands disposed of.

December 03, 2018
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned? *Yes/No*
Whether reportable? *Yes/No*