

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

(142)

CWP-38056-2018

Date of Decision: December 21, 2018

Kashmir Singh

..Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Harbans Lal Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the petitioner is seeking the release of his retiral benefits as well as the outstanding salary for the period when the petitioner discharged his duties.

Learned counsel for the petitioner states that the petitioner was retired from service vide Resolution dated 26.09.2018 (Annexure P-4), wherein it was mentioned that the gratuity, leave encashment and outstanding salary to Sh. Kashmir Singh will be paid as per the Rules but still, nothing has been paid to the petitioner so far.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has served the respondents with a legal notice dated 10.11.2018 (Annexure P-8). He further states that the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the legal notice dated 10.11.2018 (Annexure P-8) by passing a speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the legal notice dated 10.11.2018 (Annexure P-8), the present writ petition

is disposed of with a direction to the respondents to decide the legal notice dated 10.11.2018 (Annexure P-8) within a period of three months from the receipt of certified copy of this order.

In case, it is found that the petitioner is entitled to any monetary benefits after the decision of the legal notice, the same should also be paid to the petitioner within three months thereafter.

December 21, 2018
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No