

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

(108)

CWP-2665-2019

Date of Decision: January 31, 2019

Sudesh Kumari

..Petitioner

Versus

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Jatinder K. Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the claim made by the petitioner is that though the petitioner retired on 28.02.2014 on attaining the age of superannuation, still the pensionary benefits have not been released to the petitioner without any valid justification.

Learned counsel for the petitioner states that the arrears on account of revised pay have also not been released to the petitioner.

Learned counsel for the petitioner states that there is no impediment in the release of the said benefits as there is no inquiry or any criminal proceedings pending against the petitioner.

Learned counsel for the petitioner further 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 06.02.2017 (Annexure P-7) and 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 06.02.2017 (Annexure P-7) 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 06.02.2017 (Annexure P-7), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 06.02.2017 (Annexure P-7) 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 him within three months thereafter.

January 31, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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