

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

(113)

CWP-3316-2019

Date of Decision: February 06, 2019

Raj Singh

.. Petitioner

Versus

**Haryana State Federation of Consumer's Cooperative Wholesale Stores
and another**

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dhiraj Chawla, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that the petitioner retired from service on 30.06.2016. After the said date, the petitioner was entitled for the release of the pensionary benefits which actually were released to the petitioner in January, 2019 i.e. after the delay of two and half years.

It has been prayed in the petition that due to the inordinate delay in the release of the pensionary benefits, the petitioner is entitled for the interest on the delayed release of the payments.

Learned counsel for the petitioner further submits that after the retirement, the petitioner was re-employed though the sanction for reemployment was upto 14.10.2017 only but the petitioner was made to work till 13.04.2018 when the charge was taken from him. He further states that his salary from 17.10.2017 till 13.04.2018 has also not been released by the respondents.

Learned counsel for the petitioner further states that for the relief which has been claimed in the present writ petition, the petitioner has submitted a representation dated 18.06.2018 (Annexure P-9) and thereafter a legal notice was also served by the respondents on 27.11.2018 (Annexure P-11). Counsel further states that the petitioner will be satisfied, at this stage, in case a time bound direction is given to the respondents to decide the legal notice dated 27.11.2018 (Annexure P-11) by passing an appropriate 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 27.11.2018 (Annexure P-11), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 27.11.2018 (Annexure P-11) 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 for any monetary benefits after the decision of the legal notice, the same should also be paid to him within three months thereafter.

February 06, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes
Whether reportable: No