

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

(108)

CWP-3550-2019

Date of Decision: April 01, 2019

Sukhminder Kaur

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Arshdeep S. Kler, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner states that the petitioner retired on 31.10.2018, but due to the pendency of the criminal proceedings, no benefits has been released to the petitioner.

Learned counsel for the petitioner states that even if the criminal proceedings are pending against the petitioner, the petitioner is entitled for the release of the provisional pension and other benefits except leave encashment and the gratuity but no benefit has been released to the petitioner even after expiry of approximately five months.

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 08.01.2019 (Annexure P-9) 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 08.01.2019 (Annexure P-9) 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 her in the legal notice dated 08.01.2019 (Annexure P-9), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 08.01.2019 (Annexure P-9) 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 her within three months thereafter.

April 01, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned: Yes
Whether reportable: No