

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

(105)

CWP-4848-2019

Date of Decision: February 25, 2019

Sucha Singh and anr

.. Petitioners

Versus

State of Punjab and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Anshul Gupta, Advocate, for the petitioners.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioners states that the pensionary benefits of the petitioners were withheld due to the pendency of the charge-sheet. He further states that the enquiry officer submitted the inquiry report in February, 2017 and even after expiry of two years, no final decision has been taken by the respondents to finalize the said enquiry proceedings by the respondents.

Learned counsel for the petitioners states that on one hand, the enquiry proceeding are not finalized whereas on the other hand, the pensionary benefits of the petitioners had been stopped and which is causing prejudice to the petitioners.

Learned counsel for the petitioners further states that for the relief which has been claimed in the present writ petition, the petitioners have served upon the respondents with a representation dated 25.07.2018 (Annexure P-9) and the petitioners will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the representation dated 25.07.2018 (Annexure P-9) by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioners for the relief which has been claimed by them in the representation dated 25.07.2018 (Annexure P-9), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 25.07.2018 (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 petitioners are entitled for any monetary benefits after the decision of the representation, the same should also be paid to them within three months thereafter.

February 25, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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