

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

CWP No. 5970 of 2019

Date of Decision : 06.03.2019

Ram Pal Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Anil Kumar Saini, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the grievance which is being raised by the petitioner is that despite the fact that he retired on 31.05.2017, the retiral benefits have not been released to him.

Learned counsel for the petitioner states that before retirement of the petitioner, a charge-sheet was served upon him on 03.03.2016 (Annexure P-1), which was pending on the date when the petitioner retired. Learned counsel further states that after the reply was filed to the said charge-sheet, an order was passed by the competent authority on 20.06.2018 (Annexure P-3) by which the said charge-sheet was dropped. Learned counsel for the petitioner states that after dropping of the said charge-sheet, there is no impediment upon the release of the pensionary benefits of the petitioner but still after expiry of more than eight months, no benefit has been released to the petitioner.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, the petitioner initially made a representation dated 08.12.2018 (Annexure P-8) and thereafter also served the respondents with a legal notice dated 10.01.2019 (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 by passing a speaking order.

Without going into the merits of the case or expressing any opinion to the entitlement of the petitioner in respect of the claim prayed in the present writ petition or in the legal notice, the present writ petition is disposed of with a direction to the respondents to pass an appropriate speaking order on the claim raised by the petitioner in the legal notice dated 10.01.2019 (Annexure P-9) within a period of two months from the date of receipt of certified copy of this order.

In case after the order, it is found by the respondents that the petitioner is entitled for any monetary benefits, the same should also be released to him within a period of next two months.

The writ petition stands disposed of.

March 06, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned? *Yes/No*
Whether reportable? *Yes/No*