

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

(107)

CWP-7630-2019

Date of Decision: March 20, 2019

Sewa Singh

.. Petitioner

Versus

Punjab State Power Corporation Ltd. and ors.

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. S.K. Rattan, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance of the petitioner is that on the date when the petitioner retired i.e. 31.03.2017, there was a charge-sheet pending against the petitioner, which was issued to the petitioner approximately two weeks before the date of his retirement.

Learned counsel for the petitioner states that the said charge-sheet was dropped by the respondents in December, 2018 and despite the fact that now there are no proceedings pending against the petitioner, the pensionary benefits of the petitioner are not being released by the respondents.

Learned counsel for the petitioner states that there is no valid justification with the respondents to withhold the pensionary benefits now after the charge-sheet has already been dropped 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 served upon the respondents with a legal notice dated 21.01.2019 (Annexure P-5) 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 21.01.2019 (Annexure P-5) 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 21.01.2019 (Annexure P-5), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 21.01.2019 (Annexure P-5) 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.

March 20, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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