

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

CWP No. 7866 of 2019

Date of Decision : 25.03.2019

Sant Ram

...Petitioner

Versus

The Punjab State Power Corporation Limited and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. J.S. Jaidka, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the claim of the petitioner is that he retired on 31.07.2017 and after the retirement, though he was entitled for the release of his pensionary benefits but the same were not released.

Learned counsel for the petitioner states that on 02.01.2018, a charge-sheet was served upon the petitioner and the same was immediately replied upon by the petitioner on 10.01.2018 vide Annexure P-2. Learned counsel for the petitioner states that on one hand, the charge-sheet is not being finalized by the respondents and on the other hand, all the pensionary benefits for which the petitioner is entitled for, have been withheld without any valid justification only on the ground of pendency of charge-sheet. Learned counsel for the petitioner states that the petitioner is entitled for the release of the pensionary benefits as the charge-sheet was served after the retirement of the petitioner. He further states that for the relief, which has

been claimed in the present writ petition, the petitioner has made representation dated 29.09.2018 (Annexure P-3) to the respondents and the petitioner will be satisfied at this stage, in case a time bound direction is issued to the respondents to decide the representation 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 representation, 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 representation dated 29.09.2018 (Annexure P-3) within a period of three 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 three months.

The writ petition stands disposed of.

March 25, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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