

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

CWP No. 9460 of 2019

Date of Decision : 08.04.2019

Pawan Kumar Gupta

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ashok Bhardwaj, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

Learned counsel for the petitioner states that the petitioner retired on attaining the age of superannuation on 30.04.2018 but still some of the pensionary benefits for which the petitioner is entitled for, have not been released. Learned counsel states that a sum of ₹4,49,281/- is still due to be paid to the petitioner on account of his retiral benefits. Learned counsel for the petitioner further states that there is no valid justification with the respondents to withhold the said benefits as there are no criminal/departmental proceedings pending against the petitioner, which would entitle them to withhold his pensionary benefits.

Learned counsel further states that for the relief, which has been claimed in the present writ petition, the petitioner has submitted a representation dated 28.02.2019 (Annexure P-6) with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is

given 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 28.02.2019 (Annexure P-6) 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.

April 08, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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