

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

CWP No. 10544 of 2019

Date of Decision : 24.04.2019

Surat Ram Sharma

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: None.

Harsimran Singh Sethi, J.(Oral)

The grievance raised in the present writ petition by the petitioner is that though he had superannuated on 30.09.2018 but his retiral benefits including leave encashment, gratuity and regular pension w.e.f. 01.10.2018 have not been released without there being any valid justification.

As per the averments made in the writ petition, there is no reason with the respondents to withhold the pensionary benefits of the petitioner after his retirement as there were no departmental or criminal proceedings pending against the petitioner.

From the averments made in the writ petition, it transpires that for the relief, which has been claimed in the present writ petition, the petitioner has made representations dated 01.11.2018 and 22.11.2018 (Annexure P-9 (Colly)) to the respondents, which are still pending

consideration with the respondents.

Interest of justice will be served, at this stage, in case a time bound direction is given to the respondents to decide the said representations by passing an appropriate 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 representations, 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 representations dated 01.11.2018 and 22.11.2018 (Annexure P-9 (Colly)) 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 24, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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