

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

CWP No. 10999 of 2019

Date of Decision : 29.04.2019

Pawan Kumar

...Petitioner

Versus

The State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikas Garg, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the grievance of the petitioner is that he worked as a Peon with respondent No.4 from 26.02.1993 till he attained the age of superannuation on 31.10.2018 but till now no benefits have been released in his favour without any valid justification.

Learned counsel for the petitioner states that there is no impediment in the release of the benefits as there are no proceedings either criminal or departmental pending against the petitioner so as to entitle the respondents to withhold the pensionary benefits of the petitioner.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, the petitioner has made representations dated 24.01.2019 and 26.02.2019 (Annexures P-1 and P-2) respectively to respondent No. 4 for the release of the pensionary benefits for which he is entitled for after his retirement but no action has been taken

by respondents to release the pensionary benefits of the petitioner. Learned counsel for the petitioner states that the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the representations 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 relief claimed 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 24.01.2019 and 26.02.2019 (Annexures P-1 and P-2) respectively 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 29, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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