

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

CWP No. 13036 of 2019

Date of Decision : 17.05.2019

Ramesh Mittal

...Petitioner

Versus

Department of Farmers Welfare and Agriculture and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. K.K. Goel, Advocate for the petitioner.

Harsimran Singh Sethi, J.(Oral)

In the present writ petition, the grievance which is being raised by the petitioner is that 2nd and 3rd ACP for which he is entitled, have not been released to him despite the fact that he has already retired from service on attaining the age of superannuation on 30.06.2018.

Learned counsel for the petitioner argues that the case of the petitioner for the grant of the benefits was considered by the Administrative Committee in its meeting on 25.09.2018 but the same was deferred and thereafter was never taken up for consideration, which is causing prejudice to the petitioner and counsel prays that respondents needs to be directed to decide the grant of the 2nd and 3rd ACP at the earliest.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, the petitioner has served the respondents with legal notices dated 31.05.2018 and 08.01.2019

(Annexure P-6 Colly) and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the legal notices by passing a speaking order.

Keeping in view the advance notice given, Mr. C.S. Bakhshi, Additional Advocate General, Haryana, accepts notice on behalf of respondent-State and states that respondents have no objection for the grant of prayer of the petitioner for deciding the legal notices, if not already decided, in a time bound manner .

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 legal notices, 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 legal notices dated 31.05.2018 and 08.01.2019 (Annexure P-6 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.

May 17, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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