

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 14933 of 2019
Date of Decision : 29.05.2019

Balraj Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Peeush Gagneja, 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 though he had retired on 31.10.2018 on attaining the age of superannuation, but only the payment of Contributory Provident Fund has been extended to him and the other retiral benefits have not been released by the respondents without any valid justification.

Learned counsel for the petitioner states that though a charge-sheet was served upon the petitioner on 23.01.2018 when he was in service but the said charge-sheet was issued by the respondents was dropped prior to his retirement and on the date of his retirement, there was no proceeding pending against him either departmental or before the Competent Court of Law, which would entitle the respondents to withhold the pensionary benefits.

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 a legal notice dated 12.04.2019 posted on 24.04.2019 (Annexure P-6) and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the legal notice 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 legal notice, 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 notice dated 12.04.2019 posted on 24.04.2019 (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.

May 29, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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