

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

CWP-14188-2012

Date of decision : 06.05.2019

Ved Parkash Chopra

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. R.K. Arora,, Advocate,
for the petitioner.

Mr. Vikas Mohan Gupta, Addl.A.G., Punjab.

JITENDRA CHAUHAN J. (ORAL)

Prayer in the instant petition is for issuance of direction to the respondents to release the retiral benefits of the petitioner viz. GPF, pension, gratuity, etc.

It is contended that the petitioner, having been retired from service way back in the year 1990, has not been released his retiral dues till date.

On the other hand, learned State counsel submits that the petitioner after availing leave without pay from 04.05.1972 to 04.05.1975, never joined back his duties and has laid claim to the retiral benefits only in

the year 2005, therefore, his claim is not maintainable.

Heard.

The petitioner availed extra-ordinary leave commencing from 04.05.1972 to 04.05.1975. However, he never resumed his duties on expiry of the leave period. Meanwhile, the petitioner also reached the age of superannuation in the year 1990. Thereafter, in the year 2005, he made representation for release of retiral benefits. As per the record, the amount of GPF has already been released in favour of the petitioner.

Keeping in view the fact that the petitioner remained absent after the expiry of his leave period and raised claim for grant of retiral benefits only in the year 2005, this Court feels that the petition severely suffers from delay and laches and therefore, this Court is not inclined to entertain the same.

At this stage, learned counsel for the petitioner states that statutory interest on the delayed payment of GPF has not been paid.

The petitioner is free to approach the authorities for redressal of his grievance with regard to the interest on the delayed payment of GPF.

Dismissed.

06.05.2019

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**(JITENDRA CHAUHAN)
JUDGE**

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No