

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

(250)

CWP-10946-2017

Date of Decision: July 23, 2019

Des Raj

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

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

Mr. H.S. Sitta, AAG, Punjab.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance which is being raised by the petitioner is that the ACP after completion of 14 years of service in the cadre of Art & Craft Teacher was not being released to the petitioner. Petitioner has filed the present writ petition raising the said grievance.

After notice of motion, the respondents have filed the reply in which, it has been stated that the relief of the ACP after rendering 14 years of service has already been granted to the petitioner vide order dated 18.08.2017. The relevant paragraph of the reply is as under:-

“That thereafter, the petitioner submitted the requisite documents and the concerned DDO/ Head Master of Government High School Bheen vide its letter No. 1016-22 dated 18.08.2017 has granted the ACP benefit to the petitioner (Copy of ACP grant order is attached herewith as Annexure R-2. The DDO/Head Master, Government High School Bheen has also prepared the revised pension case of the petitioner and vide dispatch No. PEN- 04/2181214036/2017-18/PE/18/15/80149867 dated 23.01.2018 of the Accountant General, Punjab same has been passed. An amount of Rs.10024/- in lieu of Leave Encashment has also been paid to

the petitioner (Copy of the revised pension of petitioner Des Raj attached herewith as Annexure R-3. It is pertinent to mention here that the bill amounting Rs.13788/- for 14 years ACP and the arrear of Gratuity amounting to Rs.8385/- has been prepared and the same have been sent to the District Treasury Officer for clearance of the same but the same could not be cleared up to 31.03.2018 and the District Treasury officer SBS Nagar with report 'Bill not cleared by the Finance Department' sent back to the DDO/Head Master, Government High School, Bheen (Copy of returned bill is attached herewith as Annexure R-4. It is pertinent to mention here that the DDO/Head Master, Government High School, Bheen again prepared the bill and sent it to the District Treasury Officer, SBS Nagar for the clearance which have not been cleared so far and are lying with the District Treasury Officer, SBS Nagar and the amount will be deposited directly into the account of the petitioner after the clearance. It is respectfully submits that each and every required action has been taken by the respondents and no negligence has been made out on part of respondents, thus, the petition being devoid of any merits, deserves to be dismissed on this short ground.”

Learned counsel for the petitioner prays that though the relief has been granted to the petitioner and bills have already been sent to the Treasury but actual payment has not been released to the petitioner. Counsel for the petitioner prays that the respondents be time bound for the release of the benefit.

Learned counsel for the respondents states that the payment in respect of the bills will be released to the petitioner within a period of one month from the receipt of copy of this order and the respondents will make all efforts with the Treasury for the release of the said bills if not already released.

Keeping in view the statement made by learned counsel for the respondents, learned counsel for the petitioner states that he does not wish to press the present writ petition any further and the same may be disposed of having not pressed.

The present writ petition is disposed of having not pressed.

(HARSIMRAN SINGH SETHI)
JUDGE

July 23, 2019
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No