

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

**CM-19369-CWP-2018 in/and
CWP-10404-2018
Date of decision: - 16.01.2019**

Om Parkash

....Petitioner

Versus

MD, UHBVNL, Panchkula and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Sandeep Singh Jattan, Advocate
for the applicant-petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

CM-19369-CWP-2018

In view of the averments made in the application, which are duly supported with an affidavit and as the case relates to the grant of pensionary benefits, the present application is allowed. Consequently, order dated 13.12.2018 is recalled and the main writ petition is restored to its original position and number.

Present CM stands allowed accordingly.

CWP-10404-2018

Present writ petition has been filed by the petitioner stating that he retired on 30.11.2015, still, only 75% provisional pension has been released to him and that too on 11.05.2016. The rest of the retiral benefits have not been released by the respondents.

Counsel for the petitioner states that there is no impediment for the release of the said pensionary benefits, but still without any justification, the same have been withheld by the respondents.

Counsel for the petitioner further states that for the relief which has been sought in the present writ petition, the petitioner has served respondents with a legal notice dated 20.01.2018 (Annexure P-1), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to the respondents to decide the said legal notice.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 20.01.2018 (Annexure P-1) by passing a speaking order within a period of three months from the date of receipt of a certified copy of this order. In case after the decision, it is found that the petitioner is entitled for any monetary benefit, the same shall also be released to him within a period of next three months.

Present writ petition stands disposed of.

**(HARSIMRAN SINGH SETHI)
JUDGE**

January 16, 2019
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Whether reasoned/speaking?	Yes
Whether reportable?	No