

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

(119)

CWP-18455-2019

Date of Decision: July 10, 2019

Ashok Kumar

.. Petitioner

Versus

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vaibhav Goyal, Advocate, for
Mr. Vaneet Soni, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

The grievance which is being raised by the petitioner in the present writ petition is that though the petitioner has retired from service on 28.02.2019 but the benefit of leave encashment for which he was entitled for, has not been released so far without any valid justification.

Learned counsel for the petitioner states that there is no impediment in the release of the pensionary benefits as there are no proceedings which are pending against the petitioner either criminal or departmental which would entitle the respondents to withhold the said 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 representation dated 07.06.2019 (Annexure P-9), 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 representation by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by him in the representation dated 07.06.2019 (Annexure P-9), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 07.06.2019 (Annexure P-9) within a period of three months from the receipt of copy of this order.

In case, it is found that the petitioner is entitled for any monetary benefits after the decision of the representation, the same should also be paid to him within three months thereafter.

(HARSIMRAN SINGH SETHI)
JUDGE

July 10, 2019
harsha

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