

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-20459 of 2019

Date of decision: 25.07.2019

Beant Singh

.... Petitioner

versus

State of Punjab and others

.... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. B.S. Mittal, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J. .

In the present writ petition, the grievance which is being raised by the petitioner is that the petitioner retired on 31.10.2018 and was entitled for release of his pensionary benefits within a reasonable time keeping in view the law laid down by the Full Bench of this Court in **A.S. Randhawa vs. State of Punjab 1997(3) SCT 468** but despite expiry of more than eight months, an amount of Rs.6,29,882/- is still due to be paid by the Municipal Council, Rampura Phul towards his pensionary benefits. Counsel for the petitioner argues that there is no impediment in the release of the same as there are no proceedings which are pending against the petitioner in the department or before any competent Court of law which would entitle the respondent to withhold the pensionary benefits.

Counsel for the petitioner states that for the relief which has been sought in the present writ petition, the petitioner has served the respondents with representations Annexure P/1 and P/2 dated 20.12.2018 and 12.02.2019 respectively, which are 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 representations.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner, the respondents are directed to decide the representations (Annexure P/1 and P/2) dated 20.12.2018 and 12.02.2019 respectively 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

25.07.2019
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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable? | Yes/No |