

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.22577 of 2018 (O&M)
DATE OF DECISION:28.08.2019

Balwinder Singh

... Petitioner

Versus

Punjab School Education Board and another

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Arihant Goyal, Advocate
for the petitioner.

Mr. Puneet Sharma, Advocate with
Mr. Mohammad Tayyab, Secretary, PSEB
for respondents No.1 and 2.

HARSIMRAN SINGH SETHI, J. (ORAL)

C.M.No.12182 of 2019

The present application has been filed to place on record the affidavit of respondent No.2 wherein the explanation has been given that under what circumstances the reply could not be filed though the matter was pending for the last about one year in this Court.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the explanation given by respondent No.2 is accepted.

Application is allowed.

Affidavit of respondent No.2 is taken on record.

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In the present writ petition, the grievance which is being raised by the petitioner is that the retiral benefits for which the petitioner was entitled for are not being released by the respondents and a direction is sought from this Court to the respondents for releasing of the same, though the disciplinary proceedings were pending against the petitioner at the time when he retired from service on 30.09.2017.

Counsel appearing on behalf of the respondents states that the proceedings, which were pending against the petitioner has attained finality in August, 2019 and though the proceedings have been dropped but displeasure has been conveyed to the petitioner. The order in this regard has not been placed on record as to whether the petitioner has been held guilty of the allegations or not, before conveying the displeasure. He further submits that all the benefits have already been released to the petitioner as depicted in the reply.

Counsel appearing on behalf of the respondents states that in case the petitioner files any representation claiming interest on delayed release of retiral benefits, appropriate authority will consider the same in accordance with law and pass an appropriate order with regard to the said prayer and the said order will be passed within a period of three months from the date of receipt of the said representation, if any.

Further, counsel for the respondents on instructions from respondent No.2 states that in case it is found that the petitioner is entitled for any amount on account of interest, the same will also be

released within a period of one month thereafter.

Counsel for the petitioner states that keeping in view the statement made on behalf of the respondents, he does not press this writ petition further and the same may be disposed of as having not pressed at this stage.

The present writ petition stands disposed of as not pressed.

August 28, 2019
jt

(HARSIMRAN SINGH SETHI)
JUDGE

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