

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

(206)

CWP No. 7498 of 2014

Date of Decision : 11.12.2019

Bal Kishan

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. S.P. Soi, Advocate for the petitioner.

Ms. Sunint Kaur, Assistant Advocate General, Punjab.

None for respondents No. 4 and 5.

Harsimran Singh Sethi, J. (Oral)

In the present writ petition, the claim raised by the petitioner is that he is entitled for the pensionary benefits after he was allowed to retire prematurely on his request on 19.12.2013.

In the latest affidavit, filed by the respondents on 12.07.2019, the details with regard to the payments, which have been released to the petitioner, have been given. There is no response or objection to the averments made therein by the petitioner and hence, keeping in view the averments made in the affidavit dated 12.07.2019, all the benefits for which the petitioner was entitled for, have been released.

Due explanation, with regard to the delay in release of the pensionary benefits, have been given, from which, it is clear that the delay is not attributable to the respondents so as to grant interest to the petitioner.

Learned counsel for the petitioner states that while making the

payment of the retiral benefits to the petitioner, certain amount has been deducted and that too without any valid justification or giving any opportunity of hearing to the petitioner.

No such claim has been made by the petitioner in this writ petition. As this amount was deducted by the respondents during the pendency of the writ petition, petitioner seeks liberty to approach the respondents by filing an appropriate representation giving the details of the amount, which has been deducted by the respondents, for the refund of which the petitioner is entitled.

Learned counsel for the respondent-State states that in case any such representation is made by the petitioner raising any grievance with regard to the deduction of any amount, appropriate orders will be passed within a period of three months from the date of receipt of the said representation and in case, as per the order so passed, petitioner becomes entitled for any amount, the same will be released within a period of one month thereafter.

Learned counsel for the petitioner states that no further grievance of the petitioner survives in this writ petition and he does not wish to press this writ petition any further and the same may be disposed of accordingly.

Disposed of as not pressed.

December 11, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes
Whether reportable? No