

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

**(156)**

**CWP-22614-2019**

**Date of Decision: August 26, 2019**

**Sham Singh**

**.. Petitioner**

**Versus**

**State of Punjab and others**

**.. Respondents**

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. R.K. Gautam, Advocate, for the petitioner.

**HARSIMRAN SINGH SETHI, J.(ORAL)**

In the present writ petition, the grievance of the petitioner is that the petitioner has retired from service on attaining the age of superannuation on 30.09.2017 but all the benefits, which he became entitled for after his superannuation, have not been released and even the benefits, which were released by the respondents, were after undue delay. In the present writ petition, the prayer of the petitioner is for issuance of a direction to the respondents to release of the pensionary benefits alongwith interest on the delayed payments.

Learned counsel for the petitioner submits that the petitioner had submitted a legal notice dated 14.02.2019 (Annexure P-2) for the relief as being claimed in the present writ petition and in pursuance to the said legal notice, respondent No.2 has even written to respondent No.3 to decide the legal notice by passing an appropriate speaking order but till today no action has been taken by either respondent No.2 or respondent No.3 due to which prejudice is being caused to the petitioner as the pensionary benefits of the petitioner are being withheld by the respondents without any valid justification.

Learned counsel for the petitioner prays that a direction be issued to respondent No.2 to decide the legal notice dated 14.02.2019 (Annexure P-2) 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 legal notice dated 14.02.2019 (Annexure P-2), the present writ petition is disposed of with a direction to respondent No.2 to decide the legal notice dated 14.02.2019 (Annexure P-2) within a period of three months from the receipt of certified copy of this order.

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

**August 26, 2019**  
*harsha*

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

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