

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

CWP-23158 of 2019

Date of decision: 20.11.2019

Usha

.... Petitioner

versus

State of Punjab and another

.... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Prateek Sodhi, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J. .

In the present writ petition, the grievance which is being raised by the petitioner is that she has rendered 20 years of service with the respondents and ultimately retired on 28.02.2019 after availing extension of two years, but the benefits, for which the petitioner was entitled have not been released by the respondents without any valid justification. Counsel for the petitioner further argues that there was no impediment in the release of the benefits to the petitioner as there were no proceedings pending either departmental or before any competent Court of law against her, which would have entitled the respondents to withhold her pensionary benefits. He seeks direction to be issued to the respondents to release the pensionary benefits of the petitioner forthwith.

Learned counsel for the petitioner states that for the relief, which is being claimed in the present writ petition, the petitioner has served the

respondents with legal notice dated 02.07.2019 (P/1), 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 respondent No.2 to decide the said legal notice.

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 respondent No.2 is directed to decide the legal notice dated 02.07.2019 (P/1) 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 her within a period of next three months.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

20.11.2019
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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable? | Yes/No |