

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

**CWP No. 23786 of 2019
Date of decision : 02.09.2019**

Tarsem Lal

....Petitioner

Versus

**The Punjab State Cooperative Supply & Marketing Federation Limited
and others**

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Ms. Sunakshi Sharma, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner states that the petitioner retired on attaining the age of superannuation from the respondent-Markfed on 31.05.2015. At the time of the retirement, a charge-sheet dated 18.02.2015 was pending, due to which, pensionary benefits of the petitioner were withheld and, ultimately, charge-sheet dated 18.02.2015 was withdrawn by the respondents in November, 2018. After the withdrawal of the said charge-sheet, pensionary benefits of the petitioner were released in April, 2019.

Learned counsel for the petitioner argues that due to wrong allegations alleged in the charge-sheet dated 18.02.2015, pensionary benefits of the petitioner have been delayed by a period of four years, for which the petitioner is entitled for interest keeping in view the law laid

down by the Full Bench of this Court in **A.S. Randhawa Vs. State of Punjab and others, 1997(3) SCT 468.**

Learned counsel for the petitioner further states that for the relief, which has been claimed in the present writ petition, petitioner has served the respondents with a legal notice dated 28.07.2019 (Annexure P-1) (Colly), 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 the respondents to decide the said legal notice.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 28.07.2019 (Annexure P-1) (Colly) 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.

Writ petition stands disposed of accordingly.

September 02, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*
Whether reportable? *No*