

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

CWP-23498 of 2019

Date of decision: 30.08.2019

Sukhmander Singh

.... Petitioner

versus

State of Punjab and others

.... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Gagneshwar Walia, Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J. .

The grievance which is being raised by the petitioner in the present writ petition is that though the petitioner has already retired from service on attaining the age of superannuation on 31.10.2018 from the post of driver but his pensionary benefits have not been released by the respondents so far without any valid justification. Counsel for the petitioner argues that there are no proceedings pending against the petitioner either departmental or before any other competent Court of law, which would entitle the respondents to withhold his pensionary benefits. Counsel further prays that a direction be issued to the respondents to release the pensionary benefits to the petitioner.

Counsel for the petitioner states that for the relief which has been sought in the present writ petition, the petitioner has served the respondents with representation dated 03.06.2019 (Annexure 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 the respondents to decide the said representation.

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 respondents are directed to decide the representation dated 03.06.2019 (Annexure 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

30.08.2019

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