

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

(123)

CWP-24121-2019

Date of Decision: September 03, 2019

Virender Kumar

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikas Bishnoi, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner argues that the petitioner retired from service on attaining the age of superannuation on 31.01.2017 and on the date when the petitioner retired or thereafter, no proceedings were initiated or pending against the petitioner either before the department or before any other competent Court of law, which would entitle the respondents to withhold the pensionary benefits.

Learned counsel for the petitioner argues that the pensionary benefits were released on 29.09.2017 after a delay of approximately nine months and as per the judgment of Full Bench of this Court in **A.S. Randhawa Vs. State of Punjab, 1997(3) S.C.T. 468,** the reasonable time fixed for releasing the pensionary benefits is two months and in case of default, employee has been held entitled for the grant of interest on the delayed release of the pensionary benefits as a matter of compensation.

Learned counsel for the petitioner argues that petitioner is entitled for the interest on the delayed release of his pensionary benefits and prays that a direction be issued to the respondents to grant the petitioner interest on the delayed release of the pensionary benefits.

Learned counsel for the petitioner further states that for the relief which has been claimed in the present writ petition, the petitioner has submitted representation dated 01.11.2017 (Annexure P-3) and representation dated 08.10.2018 (Annexure P-4) respectively to 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 representations 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 representation dated 01.11.2017 (Annexure P-3) and representation dated 08.10.2018 (Annexure P-4) respectively, the present writ petition is disposed of with a direction to the respondents to decide the representation dated 01.11.2017 (Annexure P-3) and representation dated 08.10.2018 (Annexure P-4) respectively, 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 representations, the same should also be paid to him within three months thereafter.

(HARSIMRAN SINGH SETHI)
JUDGE

September 03, 2019
harsha

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