

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

(122)

CWP-24406-2019

Date of Decision: September 05, 2019

Chandan Kumar

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Om Pal Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the prayer of the petitioner is that though the petitioner was eligible for voluntarily retirement as he had 25 years of service to his credit on the day when he submitted resignation, therefore, his resignation should be treated as request for voluntarily retirement and he should be paid the pensionary benefits for the service which he had rendered.

Learned counsel for the petitioner places reliance upon the judgment of this Court in **CWP No.20319 of 2004 titled as Om Parkash Vs. State of Punjab and others, decided on 06.07.2006**, to support the said prayer.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has submitted a representation on 29.07.2019 (Annexure P-8) 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 representation 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 29.07.2019 (Annexure P-8), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 29.07.2019 (Annexure P-8), 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 representation, the same should also be paid to him within three months thereafter.

(HARSIMRAN SINGH SETHI)
JUDGE

September 05, 2019
harsha

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