

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

CWP-25083 of 2019

Date of decision: 09.09.2019

Prem Chand

.... Petitioner

versus

State of Punjab and others

.... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Sonia G. Singh Samber Advocate
for the petitioner.

HARSIMRAN SINGH SETHI, J.

In the present writ petition, the grievance which is being raised by the petitioner is that though, the petitioner retired from service on attaining the age of superannuation on 30.04.2018 but all the benefits, for which the petitioner is entitled, for rendering service with respondent/Municipal Council, have not been released so far. Counsel for the petitioner argues that there is no impediment in the release of the benefits to the petitioner as there are no proceedings pending against the petitioner, which would entitle the respondents to withhold his pensionary benefits. He further prays that a direction be issued to the respondents to release the pensionary benefits of the petitioner immediately.

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 20.06.2019 (Annexure P/3), 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 or the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 20.06.2019 (Annexure P/3) 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.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

09.09.2019

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