

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

(112)

CWP-25213-2019

Date of Decision: September 27, 2019

Bimla Chalia

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Krishan Singh, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

CM-14563-CWP-2019

Present application has been filed to place on record No Dues Certificate, RTI application and its reply as Annexures P-9 to P-11.

Keeping in view the averments made in the application, the same is allowed and No Dues Certificate, RTI application and its reply as Annexures P-9 to P-11, are permitted to be taken on record.

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Learned counsel for the petitioner states that the petitioner attained the age of superannuation on 30.06.2018 after which, she was granted extension. Learned counsel argues that during extension period petitioner was retired on 09.10.2018 but after the retirement, the retiral benefit of the petitioner, for which she is entitled in respect of the service rendered by her, have not been released. Learned counsel for the petitioner states that initially there was an allegation that a cash book which was handed over by the petitioner, was not complete but the said cash book has already been completed and given to the respondents and relies upon the information which has been given to the petitioner under RTI as depicted in Annexures P-10 and P-11.

Learned counsel for the petitioner further states that even the

no objection has been given for the release of the pensionary benefits of the petitioner but still the same have not been released by the respondents though it is almost one year since the petitioner has retired from service.

The prayer of the petitioner is for issuance of a direction to the respondents to release the pensionary benefits of the petitioner along with salary for the period w.e.f. 01.05.2018 till 09.10.2018 which has also not been paid to her so far, forthwith.

Learned counsel for the petitioner states that for the relief which has been claimed in the present writ petition, the petitioner has served the respondents with a legal notice dated 03.11.2018 (Annexure P-6) 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 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 her in the legal notice dated 03.11.2018 (Annexure P-6), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 03.11.2018 (Annexure P-6), 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 legal notice, the same should also be paid to her within three months thereafter.

(HARSIMRAN SINGH SETHI)
JUDGE

September 27, 2019
harsha

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