

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

(126)

CWP-27587-2019

Date of Decision: September 25, 2019

Pawan Kumar

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rajeev Dev Sharma, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner argues that the petitioner retired as Pump Operator/Driver on 31.05.2019 from the service of Municipal Corporation, Pathankot but the petitioner has not been paid all the benefits for which he is entitled after retirement and only a sum of Rs.3 lac has been released to him on 23.06.2019 apart from the regular pension.

Learned counsel for the petitioner states that payment of provident fund, gratuity and complete amount of leave encashment has been withheld by the respondents without any valid justification though there are no proceedings pending against the petitioner either departmental or before any competent Court of law, which would entitle the respondents to withhold the pensionary benefits.

The prayer of the petitioner is for issuance of a direction to the respondents to release all the pensionary benefits of the petitioner forthwith.

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 dated 02.08.2019 (Annexure P-2), 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 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 02.08.2019 (Annexure P-2), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 02.08.2019 (Annexure P-2), 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.

September 25, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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