

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 26548 of 2019
Date of decision : 18.09.2019

Tek Dass

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Sunny Singla, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that petitioner retired from service on attaining the age of superannuation on 30.09.2018 but the benefits for which he became entitled amounting to approximately ₹17 lacs, are not being released by the respondents without any valid justification, though there are no proceedings, pending against the petitioner either before the Department or before any other Competent Court of Law, which would entitle the respondents to withhold the benefits.

Learned counsel for the petitioner prays that a direction be issued to the respondents to release the pensionary benefits of the petitioner alongwith interest.

Learned counsel for the petitioner states that for the relief, which has been claimed in the present writ petition, petitioner has served

respondents with a legal notice dated 08.07.2019 (Annexure P-5), 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 and the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 08.07.2019 (Annexure P-5) 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.

Writ petition stands disposed of accordingly.

September 18, 2019
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? *Yes*
Whether reportable? *No*