

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

(139)

CWP-27764-2019

Date of Decision: September 26, 2019

Yashpal

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Akshay Sandhir, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner argues that the petitioner retired from service on 31.10.2012 and though, there are no proceedings pending against the petitioner, which would entitle the respondents to withhold the pensionary benefits but the pension and other benefits of the petitioner have not been released by the respondents despite expiry of approximately seven years.

Learned counsel for the petitioner further argues that the pension is not being released on the ground that the service of the petitioner is being verified from the various Panchayat Samitis where the petitioner remained posted during his service career and the respondents have already taken approximately seven years in this exercise but still, the benefits have not been released.

Learned counsel for the petitioner prays that a direction be issued to the respondents to grant the petitioner the retiral benefits in respect of the service which he had rendered from 01.03.1976 till 31.10.2012 within a reasonable time.

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 11.07.2019 (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 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 him in the legal notice dated 11.07.2019 (Annexure P-2), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 11.07.2019 (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 legal notice, the same should also be paid to him within three months thereafter.

(HARSIMRAN SINGH SETHI)
JUDGE

September 26, 2019
harsha

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