

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

(119)

CWP-29767-2019

Date of Decision: October 16, 2019

Joginder Singh

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Puneet Kumar Bansal, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

Learned counsel for the petitioner argues that though the petitioner has retired from service after attaining the age of superannuation on 31.07.2019 but all the benefits for which the petitioner is entitled for after the retirement, have not been released except a sum of Rs. 1 lac.

Learned counsel for the petitioner argues that there is no impediment in the release of the pensionary benefits of the petitioner as 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 of the petitioner.

The prayer of the petitioner is for issuance of a direction to the respondents to release 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 served the respondents with a legal notice dated 16.09.2019 (Annexure P-1) 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 16.09.2019 (Annexure P-1) , the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 16.09.2019 (Annexure P-1) , 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.

October 16, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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