

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

CWP No. 29884 of 2019

Date of decision : 17.10.2019

Sukhminder Singh

....Petitioner

Versus

The State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Munish Bansal, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

The grievance of the petitioner in the present writ petition is that petitioner retired on 30.04.2019 from the service of Nagar Council, Raman Mandi but all the pensionary benefits for which the petitioner is entitled, have not been released so far without any valid justification.

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, which are pending against the petitioner either before the department 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 to the petitioner forthwith.

Learned counsel for the petitioner states that for the relief,

which has been claimed in the present writ petition, petitioner has served a legal notice on 19.09.2019 (Annexure P-2) to the Principal Secretary, Department of Local Bodies, Punjab, Chandigarh, which is still pending consideration with the respondents.

From the pleadings, it transpires that payment is to be released by respondent No. 3, whereas no representation has been made to respondent No. 3 claiming the said benefit.

Faced with this situation, learned counsel for the petitioner prays that he be allowed to withdraw the present writ petition with liberty to approach respondent No. 3 at the first instance for the redressal of the grievance of the petitioner.

Dismissed as withdrawn, with the liberty, as prayed for.

October 17, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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