

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

CWP-30317-2019

Date of decision: - 19.10.2019

Chander Kanta

....Petitioner

Versus

Haryana Wakf Board and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: - Mr. Arvind Galav, Advocate,
for the petitioner.

HARSIMRAN SINGH SETHI, J. (ORAL)

The grievance, which is raised by the petitioner in the present writ petition is that she retired from service on attaining the age of superannuation on 31.10.2018, but no benefit of the gratuity, provident fund and leave encashment has been extended to her, though, there is no impediment in the release of the same as there are no proceedings either departmental or before any Competent Court of Law pending against petitioner so as to entitle the respondents to withhold the same. The prayer of the petitioner is for issuance of direction to the respondents for releasing the pensionary benefits forthwith.

Counsel for the petitioner states that for the relief, which has been sought in the present writ petition, petitioner has served the respondents with a legal notice dated 05.08.2019 (Annexure P-12), 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 or the claim being made by the petitioner, the respondents are directed to decide the legal notice dated 05.08.2019 (Annexure P-12) 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 her within a period of three months thereafter.

Present writ petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

October 19, 2019
naresh.k

Whether reasoned/speaking?	Yes
Whether reportable?	No