

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

(120)

CWP-32341-2019

Date of Decision: November 07, 2019

Prem Chand

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. K.K. Saini, Advocate, for the petitioner.

HARSIMRAN SINGH SETHI, J.(ORAL)

As per the averments made in the present writ petition, petitioner retired from Class IV post on attaining the age of superannuation on 30.04.2019.

Learned counsel for the petitioner argues that the benefit of General Provident Fund and monthly pension have still not been released to the petitioner despite the fact that more than six months have been elapsed since the petitioner has retired and without monthly pension, it is very difficult for the petitioner to lead a dignified life as enshrined under Article 21 of the Constitution of India.

The prayer of the petitioner is for issuance of a direction to the respondents to release the pensionary benefits of the petitioner forthwith in respect of the service which the petitioner had rendered with the respondents.

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 21.08.2019 (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 21.08.2019 (Annexure P-1), the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 21.08.2019 (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.

November 07, 2019
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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