

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 33277 of 2019
Date of decision : 18.11.2019

Ajay Kumar

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Amit Arora, Advocate for the petitioner.

Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner argues that father of the petitioner, namely, Sh. Sohan Lal was working with Municipal Council Tarn Taran and he, unfortunately, died while in service on 04.06.2016 but no benefits in respect of the service, which the late father of the petitioner had rendered with the respondents, has been extended to the petitioner being the legal heir. Counsel argues that there is no valid justification with the respondents to withhold the benefits but still, the benefits have been retained by the respondents in a totally illegal and arbitrary manner. The prayer of the petitioner is for issuance of a direction to respondent No. 4 for releasing all the benefits in respect of the service rendered by his late father, namely, Sh. Sohan Lal, to the petitioner being his legal heir forthwith.

Learned counsel for the petitioner states that for the relief,

which has been claimed in the present writ petition, petitioner has served the respondents with a legal notice dated 20.10.2019 (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 respondent No. 4 to decide the said legal notice.

In view of the request made, without expressing any opinion on the merits of the case and the claim being made by the petitioner, respondent No. 4 is directed to decide the legal notice dated 20.10.2019 (Annexure P-1) 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 him within a period of next three months.

Writ petition stands disposed of accordingly.

November 18, 2019

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether reasoned/speaking? Yes/No

Whether reportable? Yes/No